Finding Guide

Appomattox County Board of Supervisors Minutes

SCAN GROUP	START YEAR	MICROFILM REEL	BOOK #	FORMAT
	1895	17	*NA (1)*	Large Format
	1901	18	*NA (2)*	Large Format
	1913	18	*NA (3)*	Large Format
	1921	18	4	Large Format
	1932	19	5	Large Format
	1940	19	6	Large Format
	1951	20	7	Large Format
	1961	20	8	Large Format
	1968	21	9	Large Format
	1972	21	10	Large Format
	1976	22	11	Large Format
	1980	22	12	Large Format
	1982	23	13	Large Format
	1984	24	14	Large Format
	1987	*NA*	15	Large Format
	1990	*NA*	16	Large Format
25 NOV2025-17	1992	*NA*	17	Red Book 8.5x11
	1995	*NA*	18	Red Book 8.5x11
	1999	*NA*	19	Red Book 8.5x11
	2002	*NA*	20	Red Book 8.5x11
	2005	*NA*	21	Red Book 8.5x11
	2007	*NA*	22	Red Book 8.5x11
	2010	*NA*	23	Red Book 8.5x11
	2012	*NA*	24	Red Book 8.5x11
	2016	*NA*	25	Red Book 8.5x11

NOTES

Microfilm by Belinda D. Pillow (1985)
Microfilm held by the Library of Virginia
Finding Guide by Nathan A. Simpson (2025)

Having been duly advertised in accord with the Virginia Codes Title 15.1 Chapter 11 paragraph 431, the Public Hearing was held in the Appomattox County Court House at the County Complex, Appomattox, Virginia, July 7, 1992.

Present (Board of Supervisors):
W. E. Jamerson, Courthouse District
Dennis W. Torrence, Appomattox River District
Frank H. Carwile, Wreck Island District
Nina B. Beasley, Falling River District
Russell H. Moore, Piney Mountain District

Present (Planning Commission):
Al Sears, Chairman, Town of Appomattox
Henry Pack, Town of Appomattox
David Bailey, Town of Pamplin
Robert Hubbard, Town of Appomattox
Calvil Tanner, Wreck Island District
Russell Moore, :Piney Mountain District

Present (Board of Zoning Appeals):
William Turner
Jesse Hancock
Matt Lair

Absent:
Philip Mobley, Town of Pamplin
Shirley Walton (resigned) - Falling River District
Walter Lee (resigned) - Courthouse District
Claude Allen Moore - Wreck Island District
Larry Smith
Sharon Bonaventura
Bruce Drinkard

Others Present:
Gordon Rice, County Administrator
Bill Caldwell, Clerk of Planning Commission
Other interested citizens

The Public Hearing was called to order by Mr. Jamerson, Chairman Appomattox County Board of Supervisors, presiding at 7:30 P.M. Mr. Jamerson stated the purpose of the hearing and explained the procedure.

Mr. Jamerson then asked Mr. Caldwell to read the first petition to be considered. Mr. Caldwell read petition 92-163 of Mr. Sammy Kress, Jr. asking for a Conditional Use Permit to permit a home occupation tanning booth in an accessory building to his main dwelling. Mr. Kress's property is zoned A-I and is located on Route 647 between Route 691 and Route 728 in Falling River Election District.

Mr. Jamerson asked to hear from the petitioner. There being no response, Mr. Jamerson asked to hear from those in favor of the petition. Mr. Carwile asked to speak and was recognized. Mr. Carwile related he had received a telephone call from Mr. and Mrs. Wallace Megginson, adjacent property owners. Mr. and Mrs. Megginson told Mr. Carwile they did not oppose the petition and knew of no other neighbors that did. Mr. Jamerson asked to hear from those opposing the petition. There being no response, Mr. Jamerson asked to hear the next petition to be considered.

Mr. Caldwell read petition 92-164 of Mr. Richard James Purcell, Jr. seeking a Conditional Use Permit to allow a home occupation for an auto repair shop in an accessory building to the main dwelling. Mr. Purcell's property is located on Route 650 between Route 648 and Route 606.

Mr. Jamerson asked to hear from the applicant. There being no response, Mr. Jamerson asked to hear from those favoring the petition. There being no response, Mr. Jamerson asked to hear from those opposing the petition. There being no response, Mr. Jamerson asked Mr. Caldwell for the next petition to be considered.

Mr. Caldwell read petition 92-165 of Ms. Wanda Daley seeking a Conditional Zoning Permit to allow erection of another (the second) mobile home on her lot of approximately three (3) acres. Ms. Daley's property is located on Route 727 between Route 604 and Route 733. In a letter to the Board of Supervisors dated June 19, 1992, Ms. Daley pointed out the property consisted of two (2) separate mobile home sites prior to enactment of the zoning ordinance. Each site had its own well, septic tank, and drainfield. In the same letter, Ms. Daley proffered the following conditions in the event the conditional zoning was approved:

1. The additional mobile home will be erected on a permanent foundation.
2. The additional mobile home will only be used as a primary residence for my daughter.
3. Should my daughter decide later to move, the additional mobile home will be removed.
4. The mobile homes will be situated on my property similar to that shown on the attached sketch.
5. The mobile homes and my property will be kept in a neat and orderly fashion.

The complete content of Ms. Daley's June 19, 1992 letter to the Board of Superivsors was:

Appomattox County Board of Supervisors
Post Office Box 863
Appomattox, Virginia 24522

Re: Conditional Zoning

Dear Supervisors:

This is a request for Conditional Zoning for property I own in Richwood Estates adjacent to Route 727. My property is zoned R-1 and consists of three (3) acres.

When Zoning in Appomattox was established there were two (2) mobile home sites on my property with their own well, septic tank, and drainfield and one (1) site was occupied.

Both sites were used intermitting over a long period of time by family members. Road frontage and land area are such that two (2) complying lots could be created by subdividing the property.

I now ask to be permitted to use both sites to erect mobile homes. It seems to me this use should be permitted since the two (2) sites were in existence and similarly used before the Zoning Ordinance was passed.

I voluntarily proffer the following conditions:

1. The additional mobile home will be erected on a permanent foundation.
2. The additional mobile home will only be used as a primary residence for my daughter.
3. Should my daughter decide later to move, the additional mobile home will be removed.
4. The mobile homes will be situated on my property similar to that shown on the attached sketch.
5. The mobile homes and my property will be kept in a neat and orderly fashion.

Thank you for considering this.

Yours truly,

Wanda Daley

Mr. Jamerson asked to hear from the petitioner. There being no response, Mr. Jamerson asked to hear from those opposing and in favor of the petition. There being no response, Mr. Jamerson asked Mr. Caldwell to read the next petition to be considered.

Mr. Caldwell read petition 92-166 of Charles H. Phillips seeking a Conditional Zoning Permit to allow erection of a mobile home on his lot after he demolishes his existing home structure. Mr. Phillip's property is zoned R-1 and is located on Route 691 between Route 719 and Route T691.

In a letter to the Board of Supervisors dated June 19, 1992, Mr. Phillips proffered the following conditions should the Conditional Zoning be granted:

1. The mobile home will only be used as my primary residence.
2. The existing 1 1/2 story log home will be demolished and properly disposed of prior to the erection of the mobile home or, at least, within 60 days after the erection of the mobile home.
3. After demolition of the log structure and erection of the mobile home, the lot will be maintained in a neat and orderly fashion.
4. The mobile home will be situated on the lot similar to

that shown on the enclosed plat and sketch.
5. Should I decide to move or sell the property, the mobile home will be removed.

The complete context of Mr. Phillip's June 19, 1992 letter was:

Appomattox County Board of Supervisors
Post Office Box 863
Appomattox, Virginia 24522

Re: Conditional Zoning

Dear Sirs:

This is a request for Conditional Zoning for my home site lot located adjacent to Route 691 approximately 650' east of Route 719 in Appomattox County. The lot is identified as Parcel A on the attached plat and is Zoned R-1.

I am asking to demolish the existing 1 1/2 story log structure and to erect a mobile home with a permanent foundation. The log structure in which I currently reside is dilapidated beyond practical repair. There are other mobile homes in the area on property which is also Zoned R-1. I understand the purpose of Conditional Zoning is to provide a method for permitting the reasonable use of land and contend such is my case.

I voluntarily proffer the following conditions:
1. The mobile home will only be used as my primary residence.
2. The existing 1 1/2 story log home will be demolished and properly disposed of prior to the erection of the mobile home or, at least, within 60 days after the erection of the mobile home.
3. After demolition of the log structure and erection of the mobile home, the lot will be maintained in a neat and orderly fashion.
4. The mobile home will be situated on the lot similar to that shown on the enclosed plat and sketch.
5. Should I decide to move or sell the property, the mobile home will be removed.

Also attached is some other information that may be pertinent.

Thank you for considering this.

Yours truly,

Charles Hunter Phillips

Mr. Jamerson asked to hear from the petitioner. There being no response, Mr. Jamerson asked to hear from those favoring the petition. Mr. Paul Eugene Mayberry spoke up stating he and his mother owned land adjacent to Mr. Phillip's and had no objections to the proposed mobile home as long as Mr. Phillip's activities did not encroach onto his or others properties.

Mr. Jamerson asked to hear from those opposed to the petition. There being no response, Mr. Jamerson asked Mr. Caldwell to read the next petition to be considered.

Mr. Caldwell read petition 92-167 of Mr. W. A. Rothery, Jr., seeking a variance to Section 801.02-9 of the Appomattox County Zoning Ordinance. The variance would permit Mr. Rothery to construct a new horse barn within 150'+- of the property line. Section 801.02-9 requires no structure containing livestock be located within 200 feet of the property line. The proposed 40' x 85' barn will connect to an existing silo and replace a barn which had burned completely down. The property is zoned A-1 and is located on Route 716 between Route 644 and the dead end of Route 716.

Mr. Jamerson asked to hear from the petitioner. There being no response, Mr. Jamerson asked to hear from those in favor or opposing the petition. There being no response, Mr. Jamerson asked Mr. Caldwell to read the last petition to be considered.

Mr. Caldwell read petition 92-168 of Centel Cellular Company of Lynchburg seeking a Conditional Use Permit to allow construction of a 250' high free-standing tower for cellular phone communication. The property is owned by the Town of Appomattox, is zoned A-1, and is located approximately 0.5 miles beyond Fairview Hills Section subdivision on Towerhill Road off Route 658.

Mr. Jamerson asked to hear from the applicant. Larry Bicking, site consultant for Centel, came forward to speak. After Mr. Bicking introduced himself, he distributed to each Board member a site plan dated July 6, 1992 at a scale of 1" = 200' titled "Plat Showing A Lease Area Located on a 2.01 Acres Parcel of Land Owned by the Town of Appomattox, Virginia." This site plan is attached and labeled as Exhibit "A". Mr. Bicking introduced Mr. Steve Barber, Centel Engineer, from Virginia Beach and Ms. Anne Cruthers, Centel General Manager, from Charlottesville and offered to answer any questions the Board may have. Mr. Pack pointed out that a call to an Appomattox resident from a cellular phone in Appomattox or vice versa was charged as a long distance call and questioned if the proposed tower would change that situation? Ms. Cruthers explained that since the cellular phone switch was located in Lynchburg, the call from Appomattox to Lynchburg would not be long distance, but to return the call from the switch to Appomattox would be on long distance lines assuming the call was from a cellular phone in Appomattox to an Appomattox residence. If the call was from an Appomattox residence to a Cellular phone in Appomattox, long distance lines would be used to transmit the call from Appomattox to the switch in Lynchburg.

Ms. Cruthers pointed out the new tower would permit uses of the Cellular phones in a wider area which should be of benefit especially when using Cellular phones for emergency services. Mr. Cruthers also pointed out the tower would provide better Cellular telephone services to tourists at the National Park.

Mr. Jamerson asked to hear from those in favor of the petition. Mr. Jon B. Montgomery, Superintendent of the Appomattox Court House National Historic Park rose and addressed the Board. Mr. Montgomery read from previously prepared comments thusly:

> The National Park Service would like to go on record as supporting the petition of the Town of Appomattox #92-168 for the conditional use permit to construct a 250' tower on land owned by the town and located off Route 658. This location already has a water tower and a 200' transmission tower utilized by the Sheriff's Office. A second tower located here would have little or no impact on Appomattox Court House National Historical Park and its historical resources.
>
> Conversely we would strongly object to another proposed location nearer the park that is being considered. As we understand it this location is on property owned by Mr. David Nash. From this location the tower would be easily visible from Appomattox Court House National Historical Park.
>
> Appomattox Court House National Historical Park is a national treasure. It belongs to all Americans not just the people of Appomattox County. Each year thousands and thousands of visitors come from all over the country and many foreign countries to see this historic spot.
>
> One of the things that sets Appomattox Court House National Historical Park apart from most other Civil War parks is the almost total lack of modern intrusions. The National Park Service works very hard to maintain this atmosphere. Visitors can, with only a little imagination, easily transport themselves back to 1865. They can easily find the "stillness" about which Bruce Catton has written so eloquently. It will be difficult, if not impossible, to maintain this illusion with a 300 foot transmission tower looming over the horizon, visible from the park.
>
> We are asking that the Appomattox County Board of Supervisors and the Appomattox Board of Zoning Appeals support the location off Route 658.
>
> Thank you for your consideration.

Mr. Jamerson asked for any other comments. Mr. Bicking noted Centel Cellular was no longer considering the site on Mr. David Nash's property.

Mr. Jamerson asked for further comments. There being none, Mr. Jamerson declared the Public Hearing closed at 7:51 P.M.

The regularly scheduled monthly meeting of the Appomattox County Board of Supervisors was held in the Board's Meeting Room, Courthouse Square, Appomattox, Virginia, Monday, July 13, 1992 at 7:00 P.M.

Present:
W. E. Jamerson, Chairman, Courthouse District
Dennis Torrence, Vice Chairman, Appomattox River Dist.
Frank Carwile, Wreck Island District
Russell Moore, Piney Mountain District
Nina Beasley, Falling River District

Mr. Jamerson, presiding, called the meeting to order at 7:00 P.M. The invocation was given by Mr. Carwile.

Minutes for the meetings of June 8, 1992 and June 29, 1992 and the Public Hearing of June 2, 1992 were presented for approval, copies having been transmitted to members of the Board prior to the meeting.

On a motion by Mrs. Beasley seconded by Mr. Carwile it was resolved to dispense with reading of these minutes. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson called for corrections, comments, and/or questions on any or all of the minutes. There being none, Mrs. Beasley made a motion seconded by Mr. Carwile to approve the minutes. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson called Ms. Sandra Lindsey, Virginia Department of Transportation Resident Engineer. Ms. Lindsey reported Appomattox County's Secondary Road System fund has now accumulated approximately $42,000 and reviewed the status of the upgrade for the intersection of Route 26 and the roadway across from Route 677. Additional right-of-way needs to be acquired before this project can proceed.

Mr. Jamerson next called Mr. Charlie Peterson, Landfill Supervisor. Mr. Peterson reported four (4) used 13,000 gallon capacity steel tanks were available within two (2) weeks from Bill Litchford at a cost of $6,500.00 which includes delivery, a catwalk and stair system, and supports to elevate the installation. Pictures of the tanks were presented the Board for review. Mr. Peterson reported he had shopped for other similar tanks and felt this was the best deal available. Mr. Carwile being in the septic tank business for sometime confirmed this deal was very advantageous for the County and that there was "no use in looking further." Messers. Carwile and Jamerson remembered Mr Peterson had previously been authorized to pursue the purchase of used storage tanks for leachate collection and that no further formal Board action was required. Mr. Peterson pointed out that about 2,500 gallons of leachate had been collected in about three (3) weeks.

Mr. Peterson next reported that the ten (10) week training period for the two (2) employees at the Landfill from the Farm and Migrant Federal Jobs Program was soon to expire and that he would like to offer these people a part time job at the Landfill to work thirty-six (36) hours per week. These two (2) part time jobs are currently vacant and budgeted positions. The two (2) are both Appomattox residents and their work habits have prove more than adequate during the past ten (10) weeks training period. Mr. Jamerson pointed out that because of the Board's policy no formal Board action was necessary since these were part time employees. No one objected to the hirings.

Mrs. Beasley questioned if any progress had been made locating a solid waste collections site to replace the one at Hunter Jones' recently closed. Mr. Peterson said no site had yet been found.

Mr. Peterson then informed the Board of the storm drain repair recently completed at the Nash solid waste transfer site and pointed out the significant role played by the Town's maintenance people, i.e., the Town furnished the backhoe and the replacement pipe without charge to the County.

Mr. Jamerson next called Mr. Monroe Dyess. Mr. Dyess questioned the recent Board's decision to limit the availability of the County's group health insurance to that required by the Consolidated Omnibus Budget Reconciliation Act (COBRA). A lengthy discussion followed. Mr. Carwile made a motion to rescind his motion of June 29, 1992 limiting the time former employees may remain in the County's group health insurance plan to the minimum time required by COBRA. Mr. Torrence seconded the motion. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mrs. Beasley then made a motion seconded by Mr. Carwile to permit County retirees to remain under the County's group health insurance plan at their expense until age 65. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next called Dr. Thomas, Superintendent of Schools. Dr. Thomas asked for an appropriation for August of $210,000 and an appropriation of $174,000.00 to pay for school construction. The $174,000 will be reimbursed from the Literary Loan within one (1) month. Mrs. Beasley made a motion seconded by Mr. Torrence to appropriate $384,000 to the schools. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson asked if anyone had any questions for Dr. Thomas. Mr. Carwile noted he had reviewed the revised FY93 School Budget and found it in compliance with the Board's request. Mr. Carwile was also pleased with the school's cooperation and thought FY93 was starting off on the right foot.

Mr. Jamerson next called Mr. Bill Caldwell, Planning Commission Clerk. Mr. Caldwell reported the Planning Commission and Board of Zoning Appeals recommends approval of Petition 92-163, 92-164, 92-165, 92-166, and 92-168. Mr. Torrence made a motion seconded by Mrs. Beasley to approve Petition 92-163 of Mr. Sammy Kress, Jr. The petitioner is seeking a Conditional Use Permit to allow a home occupation tanning booth in an accessory building to his main dwelling on property owned and occupied by him that is zoned A-1 and located on Route 647 between Route 648 and Route 606. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore,aye; Mr. Torrence, aye.

Mr. Moore made a motion seconded by Mr. Torrence to approve Petition 92-164 of Mr. Richard James Purcell, Jr. The petitioner is seeking a Conditional Use Permit to allow a home occupation auto repair shop in an accessory building to his main dwelling on property owned and occupied by him that is zoned A-1 and located on Route 650 between Route 648 and Route 606. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Torrence made a motion seconded by Mr. Moore to approve Petition 92-165 with proffers of Ms. Wanda Daley to allow the installation of the second mobile home on her property that is zoned R-1 and located on Route 727 between Route 604 and Route 733. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson questioned how Conditional Use Permits are passed on from owner (s) to owner (s) if they were not recorded on deeds and suggested they be required to be recorded if they indeed were to go with the transfer of property. A discussion followed. Mr. Rice and Mr. Lawson were asked to verify if Conditional Uses passed from owner to owner at sale of property.

Mr. Moore made a motion seconded by Mr. Torrence to approve Petition 92-166 with proffers of Mr. Charles Hunter Phillips. The petitioner is seeking a Conditional Zoning Permit which would allow him to install a mobile home on his lot after demolishing his existing log structure home. Mr. Phillips' property is zoned R-1 and is located on Route 691 between Route 719 and Route T691. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

After discussion, Mrs. Beasley made a motion seconded by Mr. Moore to approve Petition 92-168 of the Town of Appomattox for a Conditional Use Permit to allow a 250' high tower to be constructed on the Town's property located approximately 0.5 miles beyond Fairview Hill Subdivision at the Town's water tank site. Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, nay; Mr. Moore, aye; Mr. Torrence, abstain.

Mr. Jamerson next called Mr. C. Robert Fox, President of the Appomattox County Humane Society. Mr. Fox expressed his and the Humane Society's concern that if an animal is struck and injured on the highway after normal working hours, there is no emergency response from the County's Animal Warden. Further, Mr. Fox suggested the County adopt a policy that would permit the Animal Warden to respond to such calls 24 hours a day seven (7) days per week and be compensated with compensatory time off. In the event the Animal Warden is unavailable, Mr. Fox asked the Board to provide a substitute. After considerable discussion, the Board asked Mr. Rice to consult with Mr. Nix, the Animal Warden, and make recommendations at the next Board Meeting.

Mr. Jamerson then asked Mr. Fox about the Agreement between the County and the Humane Society regarding the operation of the Animal Shelter. Mr. Fox acknowledged the Society was having difficulties upholding the Agreement and were able to do very little because of the lack of support. Mr. Jamerson asked Mr. Fox to return to the next Board Meeting with recommendations concerning the future of this Agreement.

Mr. Jamerson next called Mrs. Barbara Williams, Clerk of the Circuit Court. Mrs. Williams reported an auditor had been at her office for the past couple weeks and found an error dating back to 1989. Mrs. Williams explained the error was made when she had paid some unspecified and ineligible bills using money from the Clerk's fees. Mrs. Williams then asked the Board of Supervisors for $117.84 to send to the State to compensate for the error. Mrs. Beasley made a motion seconded by Mr. Carwile to appropriate $117.84 to reimburse the State for the bills erroneously paid from the Clerk's fees dating back to 1989. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mrs. Williams next informed the Board of the high humidity recently experienced in her office and asked if anything could be done to correct the situation. A lengthy discussion followed including a review of measures taken thus far. The Board by consensus asked Mr. Moore to investigate and report his finding. Mr. Jamerson also suggested that if the solution was fairly simple, the County should proceed with the corrective measures as quickly as possible.

On a motion made by Mrs. Beasley seconded by Mr. Carwile, it was resolved that the Board of Supervisors in accord with Section 2.1-344 of the Code of Virginia enter into an executive session at 8:34 P.M. for consultation with County Attorney Lawson on legal matters and discussions with the Clerk of the Circuit Court concerning salaries. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

On a motion by Mr. Moore seconded by Mrs. Beasley, it was resolved the Board of Supervisors return to regular session at 8:55 P.M. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

On a motion by Mr. Torrence seconded by Mr. Moore, the following resolution was adopted:

WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information of Act; and

WHEREAS, Section 2.1-344-1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification motion applies, and (ii) only such public business matters as were identified in the motion convening the executive meeting were heard; discussed or considered by the Appomattox County Board of Supervisors.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Torrence made a motion seconded by Mr. Carwile to increase the County's contribution to employees health insurance premiums from $100 to $125 per month. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence,aye.

Mr. Carwile made a motion seconded by Mr. Torrence to enter into the following Agreement with the Town of Appomattox:

THIS AGREEMENT, made in duplicate this 13th day of July, 1992, by and between THE COUNTY OF APPOMATTOX, VIRGINIA, hereinafter called "County"; and THE TOWN OF APPOMATTOX, VIRGINIA, hereinafter called "Town".

WHEREAS, the County and Town did enter into certain contracts or agreements dated May 24, 1989 and June 8, 1992, whereunder the Sheriff of Appomattox County was declared the Chief Law Enforcement Officer for the Town of Appomattox and was required to provide law enforcement services for the Town of Appomattox in exchange for certain payments by the Town of Appomattox unto the County of Appomattox.

WHEREAS, a part of the aforementioned May 24, 1989 and June 8, 1992 agreements was that the County would become the employer for certain police officers who until 1989 had worked for the Town; and

WHEREAS, it has become apparent that certain salary discrepancies exist between the deputies who were hired by the Sheriff as a result of the abovementioned contract and existing deputies who were employed by the Sheriff.

WHEREAS, it is the desire of the parties hereto to revise their earlier agreements in order to compensate all deputies, both those initially Hired by the Town and those initially hired by the County, as a result of the abovementioned contract on a more equal basis; therefore

WITNESSETH:

For and in consideration of the mutual promises herein contained, the parties hereto do agree as follows:

1. Except as varied by this agreement, the aforedescribed May 24, 1989 agreement and June 8, 1992 agreement are hereby adopted in full and the parties hereto do hereby Ratify, Confirm and Adopt said May 24, 1989 and June 8, 1992 agreements subject only to the amendments herein.

2. In addition to the payments which the Town agreed to make to the County in the two earlier agreements, the Town does agree to pay unto the County of Appomattox the total sum of Eight Thousand Three Hundred Fifty Four Dollars ($8,354.00), with said sum to be paid upon execution of this agreement.

3. The parties hereto agree that the aforementioned Eight Thousand Three Hundred Fifty Four Dollar ($8,354.00) payment shall be used to increase the salaried of Deputy L. A. Smith and Deputy Jack H. Williams, Jr. Both said individuals are County deputies who were hired as a result of the aforementioned contract.

4. The aforementioned Eight Thousand Three Hundred Fifty Four Dollar ($8,354.00) payment shall be used to increase the salary of Deputy L. A. Smith from Eighteen Thousand Six Hundred Twelve Dollars ($18,612.00) per year to Twenty Four Thousand Three Hundred Twelve Dollars ($24,213.00) per year, or a total increase of Five Thousand Seven Hundred Dollars ($5,700.00). And to increase the salary of Deputy Jack H. Williams, Jr. from Eighteen Thousand Six Hundred Twelve Dollars ($18,612.00) per year to Twenty One Thousand Two Hundred Sixty Six Dollars ($21,266.00) per year, a net increase of Two Thousand Six Hundred Fifty Four Dollars ($2,654.00).

5. The parties specifically agree that the Eight Thousand Three Hundred Fifty Four Dollar ($8,354.00) payment herein described shall be a one time payment and the salary increase shall cover the period between July 1, 1992 and June 30, 1993.

IN WITNESS WHEREOF, the County of Appomattox, by resolution duly adopted by its Board of Supervisors on the 13th day of July, 1992 has caused this agreement to be executed and delivered on its behalf by its Chairman and attested by its Clerk, and the Town of Appomattox, by resolution duly

> adopted by its Town Council on the 30th day of June, 1992 has caused this agreement to be executed and delivered on its behalf by its Mayor and attested to by its Clerk.

Mr. Jamerson next called Mr. Lawson, Commonwealth Attorney. Mr. Lawson informed the Board the yearly convention of the Commonwealth Attorneys Association was scheduled for late July in Virginia Beach and asked the Board's prior approval to attend. Mr. Lawson estimated his expenses to be: lodging $196 for two (2) nights, mileage - 400 miles at 0.21/mile or $84.00, and meals $100.00. Mr. Lawson assured the Board he will furnish receipts for the actual expenses. Mrs. Beasley made a motion, seconded by Mr. Carwile to approve payments not to exceed $380.00 for expenses relating to Mr. Lawson's attendance at the Commonwealth Attorneys Association Convention in Virginia Beach July 30 and 31, 1992.

Mr. Jamerson next called Mrs. Janet Belter, Treasurer. Mrs. Belter reported a surplus as of June 30, 1992 the end of FY92 of $51,425.20. A general discussion of the County's finances followed. Mrs. Belter, in response to a question from Mr. Carwile, replied she saw no problem with twice a year billing, but would investigate further and report after she had talked to some other County Treasurers at the upcoming convention.

Mrs. Belter requested prior approval to attend the LGOC (Local Government Officials Conference) in Charlottesville August 16 and 17, 1992. Mr. Torrence made a motion seconded by Mr. Moore to approve expenses of Treasurer Janet Belter to attend the LGOC in Charlottesville August 16 and 17, 1992. The expenses shall not exceed $400.00 and 1/2 of all such expenses is to be reimbursed the County by the Compensation Board. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next called Mrs. Laura McCLenny, Acting Unit Chairman Virginia Cooperative Extension Service. The Appomattox Extension Service is proposing to hire Mr. Kylor Reed as an Agriculture Agent starting as early as September 1, 1992 if the Board approves the position. This would increase the County's share of the Extension Service's budget from $38,799.78 as approved for the FY93 budget to $43,374.29. After considerable discussion, Mr. Torrence made a motion seconded by Mr. Carwile to reject the proposal by the Extension Service and adhere to the FY93 budget as approved, i.e. hire an Agriculture Agent January 1, 1993 and hire a replacement for Shirley Walton now. Vote: Mr. Jamerson, nay; Mr. Torrence, aye; Mrs. Beasley, nay; Mr. Carwile, aye; Mr. Moore, aye.

Mr. Ron Spiggle, Mayor Town of Appomattox, asked to address the Board. Mr. Jamerson recognized and welcomed Mr. Spiggle. Mr, Spiggle related he was reporting on the just adjourned Town Council meeting where the Council had accepted a bid of approximately $44,800 to refurbish the former Town's fire truck tanker agreed to 25% share in FY94. Mr. Jamerson responded the finances for FY94 could not now be predicted 25% of the refurbishing cost in FY94 provided money was available for such a purpose.

Mayor Spiggle then informed the Board the State Water Control Board requires the Town to perform a battery of tests on the current effluent to be used for background samples after the Town starts to accept leachate from the County's Landfill for treatment at their wastewater plant. Cost of these tests approximates $2,000 and the Town asks the County to share this expense 50-50. A discussion followed and the plan to treat the leachate was reviewed. Mr. Carwile made a motion seconded by Mr. Torrence to share in the cost of the tests in an amount not to exceed $1,000. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mayor Spiggle continued by informing the Board of a proposal heard for the first time at the Council meeting just concluded. New Councilman Mr. Steve Lawson proposes the Council, Board of Supervisors, and Chamber of Commerce meet to discuss alternate financing for the renovations to the Railroad Depot. Bids for this work are to be opened August 6, 1992 and the original plan was for the Town to pay for the renovations estimated to cost some $85,000. Mr. Lawson's proposal is to combine County, Town, and private money and expand the project to include underground utilities and new street lights. Tentatively Mr. Lawson proposes you pay for the planned renovations with private contributions and a new hoped for grant. The County's and Town's contribution would then be used to finance the other work. The County's, Town's and Chamber's participation would all be equal at about $50,000 apiece. After an extended discussion, the Board agreed to meet at 7:00 P.M. next Thursday, July 23, 1992 at the Town's Office with the Town Council and the Chamber of Commerce to consider the new proposal.

The Board next considered several administrative items. A request for $1,109.00 had been received from the Southside Virginia Business and Education Commission whose purpose is "to enlarge and expand business participation and involvement in public education and to foster partnership between the public and private sectors to enhance public education is Southside Virginia." After a brief discussion, te Board did not move to provide this money.

Mr. Carwile made a motion to appoint Berkley Cabiness to the Library Board for a four (4) year term seconded by Mr. Torrence. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Torrence made a motion to appoint Mrs. Dora Turner to a second four (4) year term on the Library Board seconded by Mr. Carwile. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Torrence made a motion seconded by Mr. Moore to appoint Mr. Charles Smith to the Planning Commission representing

Appomattox River District. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Carwile made a motion seconded by Mr. Moore to appoint Mr. Torrence to represent the Board on the Job Placement Advisory Council. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Carwile made a motion seconded by Mr. Moore to pay registration fee and travel expenses for Mrs. Beasley to attend the Local Government Officials' Conference in Charlottesville August 16 and 17, 1992. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

The Board directed Mr. Rice by consensus to contact Delegate Abbitt to arrange a meeting of the Boards of Supervisors from Appomattox, Nelson, and Buckingham Counties to discuss mutual interest concerning a regional landfill.

Mr. Carwile made a motion to appoint Mrs. Beckie Nix of the Chamber of Commerce and Mrs. Ann Lawson from the Recreation Department to represent Appomattox County on a Regional Committee formed to recommend a site for the proposed James River State Park. The motion was seconded by Mr. Torrence. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

The Board next considered what accountability will be required by non-profit and volunteer organizations before County tax money is released to their care. A lengthy discussion followed. It was resolved by consensus that Mr. Jamerson would consult with Mr. Berk Drinkard and report Mr. Drinkard's recommendations at the next Board Meeting.

Mr. Torrence made a motion seconded by Mr. Moore to transfer the recently received Fire Fund money to the Volunteer Fire Departments. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

The Board discussed and resolved by consensus to discontinue funding the cellular telephone used by the Extension Service and directed Mr. Rice to so inform Mrs. McClenny.

The Board considered the request of Mrs. Cindy Ranson to waive the Amusement Fee to allow a bingo game at the Spout Spring Ruritan Club to benefit the Railroad Festival. Mrs. Beasley made a motion to waive the fee seconded by Mr. Torrence. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson reported on the status of the repair to the weather vane on top of Courthouse. The interior cone was constructed of heavy galvanized steel then covered with copper. The cone had deteriorated. To construct the new interior cone will cost about $700.00. The crane rental to permit taking down and putting up the weather vane in separate operations will cost about $1,000.00. Mr. King's labor will be bout $800.00. The total project will be about $2,500.00. Mr. Carwile made a motion seconded by Mr. Moore to proceed with the repair. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice reported the Sheriff has requested $2,700.00 for training of the narcotic sensing dog. He needs the check July 14, 1992. This is a budgeted item covered by grant money.

Mr. Carwile reported the Seninels were considering conducting bingo games at the Community Center for fund-raising and asked the Board to establish a policy. Mr. Torrence made a motion seconded by Mrs. Beasley to disallow bingo at the Community Center. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Carwile made a motion seconded by Mr. Moore to adjourn until 7:00 P.M. July 23, 1992. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

July 13, 1992

Be it resolved by the Board of Supervisors of Appomattox County, Virginia, that the following supplemental appropriations be, and the same hereby are, made for the month of July 1992 from the funds and for the functions or purposes indicated:

TOTAL: $65778.50

1206 Legislative Audit	1300.00
2109 Court Services Unit	1575.00
3202 Fire Department	48046.00
5302 State/Local Hospitalization	2612.00
8101 Planning	2860.00
8105 Economic Development	9223.50
8111 Zoning Appeals	52.00
8303 Community Development	110.00

July 31, 1992

Be it resolved by the Board of Supervisors of Appomattox County, Virginia, that the following supplemental appropriations be, and the same hereby are, made for the month of July 1992 from the funds and for the functions or purposes indicated:

TOTAL: $22985.00

2201 Commonwealth Attorney	500.00
3102 Sheriff	6500.00
3103 Sheriff Town	320.00
3503 Medical Services	50.00
4204 Refuse Disposal	6800.00

4302 General Properties	1300.00
7102 Recreation Department	1165.00
8102 Job Placement	5350.00
8303 Community Development	1000.00

Be it resolved by the Board of Supervisors of Appomattox County, Virginia, that the following appropriations be, and the same hereby are, made for the month of August 1992 from the funds and for the functions or purposes indicated:

GENERAL REVENUE FUND:

For the operation of the Department of Welfare to be transferred to the VIRGINIA PUBLIC ASSISTANCE FUND and expended by the Welfare Board.

50,000.00

For the operation of the General County agencies and services to be transferred to the GENERAL OPERATING FUND and expended only on order of the Board of Supervisors as follows:

01	General Government Administration		
	011 Legislative		
		1101 Board of Supervisors	3000.00
		1201 County Administrator	10500.00
	012 Legal Services		
		1209 Commissioner of Revenue	13500.00
		1213 Treasurer	12000.00
	013 Board of Elections		
		1302 Registrar	3000.00
02	Judicial Administration		
	021 Courts		
		2102 General District Court	150.00
		2105 J & D Relations Court	200.00
		2106 Clerk of Circuit Court	4000.00
		2107 Sheriff Serving Civil Papers	1955.00
		2109 Court Services Unit	300.00
	022 Commonwealth's Attorney		
		2201 Commonwealth's Attorney	4000.00
03	Public Safety		
	031 Law Enforcement and Traffic Control		
		3102 Sheriff	55000.00
		3103 Town Police County	4900.00
	032 Fire and Rescue Services		
		3202 Volunteer Fire Department	800.00
		3104 Drug Grant	6000.00
	033 Corrections and Detention		
		3301 Jail Operation	6000.00
	034 Inspections		

		3401 Buildings	4300.00
	035	Other Protection	
		3501 Animal Control	2300.00
	042	Sanitation and Waste Removal	
		4203 Refuse Collection	3000.00
		4204 Refuse Disposal	10000.00
	043	Maintenance General Building & Grounds	
		4302 General Properties	5500.00
	052	Mental Health and Mental Retardation	
		5309 Rental Housing	1067.54
	053	Welfare/Social Services	
		5301 Social Services	3600.00
07	Parks, Recreational & Cultural		
	071	Parks & Recreation	
		7102 Recreational Department	3800.00
	073	Library	
		7301 County Library	6000.00
	081	8108 Community Center	900.00
		8109 Office on Youth	3000.00
		8102 Job Placement	15000.00
	083	Community Development	
		8303 Community Development	300.00
	091	Nondepartmental	
		8110 Crime Prevention	2850.00
TOTAL APPROPRIATIONS TO GENERAL OPERATING FUND			186922.54

To the operation of Public Schools to be transferred to SCHOOL OPERATING FUND and expended only on order of the School Board.

Education	
061 Administration of Schools	210000.00
062 Construction	174000.00
TOTAL APPROPRIATIONS TO SCHOOL OPERATING FUND	384000.00
TOTAL APPROPRIATIONS TO GENERAL REVENUE FUND	620922.54

Chairman

A recessed meeting of the Appomattox County Board of Supervisors was called to order in the Town of Appomattox's office at Linden Street, Appomattox, Virginia by Chairman W.

E. Jamerson at 7:30 P.M. July 23, 1992.

Present:
W. E. Jamerson, Chairman, Courthouse District
Dennis Torrence, Vice Chairman, Appomattox River Dist.
Frank Carwile, Wreck Island District
Russell Moore, Piney Mountain District
Nina Beasley, Falling River District

Also present:
Ronnie Spiggle, Mayor, Town of Appomattox
Billy Conner, Councilmen, Town of Appomattox
Buddy Carson, Councilmen, Town of Appomattox
Steve Lawson, Councilmen, Town of Appomattox
Bobby Mitchell, Councilmen, Town of Appomattox
Sammy Carter, Councilmen, Town of Appomattox
Dick Bass, Councilmen, Town of Appomattox

Also present:
Beckie Nix, Appomattox Chamber of Commerce
Bret Thompson, Appomattox Chamber of Commerce
Virginia Babcock, Appomattox Chamber of Commerce
Sarah Summers, Appomattox Chamber of Commerce
Irma Coflin, Appomattox Chamber of Commerce
Allen Austin, Appomattox Chamber of Commerce

Steve Lawson presented an alternate proposal to finance the renovations proposed for Appomattox Railroad Depot. Current plans are for the Town to pay for the renovations which includes upgrading the heating system and electrical service and installing restrooms. The estimated cost for this work is $85,000.00. Bids have been solicited and are due to be opened August 6, 1992.

Mr. Lawson suggested instead the Chamber of Commerce raise the funds and pay for the renovations. In return, the Town and County would agree to pay 1/3 each the cost to install electric service lines underground in the Town's business district from the Hardware Store to Lee Street. This work has been estimated to cost $100,000 to $150,000. Mr. Lawson further explained his proposal advocates the Chamber of Commerce pay rent of $1.00 per year to use the depot for offices and as a tourist information counter.

This contrasts current plans which require the Chamber to rent the depot space at $400 per month. Because of this, Mr. Lawson contended the County would not be required to donate the budgeted $10,000 Chamber of Commerce subsidy and could use this money instead to help finance the County's share of the cost to install the underground utility service.

Mrs. Nix explained the Chamber would raise the money to finance the revocations to the Depot from contributions, fund raising activities, and, possibly, from a State grant. Mrs. Nix informed those present she had recently attended a workshop for the Center on Rural Development (CORD) program and thought the Chamber would be a likely candidate to receive a $40,000 grant for this project. Applications are to be submitted in September and selection of recipients is scheduled for November. Mrs. Nix further explained she had talked to a bank account the possibility of a loan to be used as interim financing and had received favorable response.

A general discussion followed. Mayor Spiggle questioned who would be responsible for maintenance, the need to change direction at this late stage, and the status of other current occupants at the Depot. Mrs. Nix stressed the importance of developing the tourism industry. Mr. Jamerson noted this project had been discussed and planned for twenty (20) years and until recently little had been accomplished. He also questioned the wisdom of changing directions at this late date. Further, Mr. Jamerson stated his support of the Chamber in asking for Grant money and of the Chamber's fund raising activities.

Mr. Carwile also stated his support of the Chamber's and Town's effort to promote tourism.

After continued discussion, Mr. Carwile made a motion seconded by Mrs. Beasley to support the Chamber's efforts to obtain Grant money for the further development of the Downtown area of Appomattox Town and/or to promote tourism in Appomattox.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Moore made a motion at 8:50 P.M. seconded by Mrs. Beasley to adjourn.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Chairman

The regularly scheduled monthly meeting of the Appomattox County Board of Supervisors was held in the Board's Meeting Room, Courthouse Square, Appomattox, Virginia, Monday, August 10, 1992 at 7:00 P.M.

Present:
W. E. Jamerson, Chairman, Courthouse District
Dennis Torrence, Vice Chairman, Appomattox River Dist.
Frank Carwile, Wreck Island District
Russell Moore, Piney Mountain District
Nina Beasley, Falling River District
Gordon L. Rice, County Administrator

Mr. Jamerson, presiding, called the meeting to order at 7:00 p.m. The invocation was given by Mr. Torrence.

Minutes for the meetings of June 29, 1992 and July 13, 1992 and the Public Hearing of July 7, 1992 were presented for approval, copies having been transmitted to members of the Board prior to the meeting.

On a motion by Mr. Carwile seconded by Mrs. Beasley it was resolved to dispense with reading of these minutes. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson called for corrections, comments, and/or questions on any or all of the minutes. Mr. Carwile pointed out his motion at the July 13, 1992 meeting was to "rescind" his motion of July 29, 1992 regarding the COBRA health insurance extension and not to "recant" as the minutes were written. Also, Mr. Carwile noted the minutes from the June 29, 1992 meeting recorded his vote as aye to Mr. Torrence's motion to proceed with the design of the new section of the Landfill and that his vote actually was nay on this motion. Mr. Torrence recalled his motion at the July 13, 1992 meeting regarding hiring an extension agent was to hire the Agriculture Agent in January of 1993 and hire a replacement for Shirley Walton as soon as possible. No salary for the Agriculture Agent was included in his motion as the minutes stated.

Mrs. Beasley made a motion seconded by Mr. Moore to approve the minutes of the Board's meetings of June 29, 1992 and July 13, 1992 and of the Public Hearing of July 7, 1992 as corrected. The corrections being:

1. Mr. Carwile's motion of July 29, 1992 was to "rescind his motion of July 29, 1992 limiting the time former employees may remain in the County's group health insurance plan to the minimum time required by COBRA"
2. Mr. Carwile's vote at the June 29, 1992 meeting on the motion of Mr. Torrence "to authorize Hurt and Proffitt to proceed with design plans for the new section of the Landfill and to write Mr. Woodfin of Division of Waste Management stating our understanding of the procedure to be followed asking him to notify us of any exceptions he takes" was nay.

3. Mr. Torrence motion at the July 13, 1992 meeting was to "reject the proposal by the Extension Service and adhere to the FY93 budget as approved, i.e. hire an Agriculture Agent January 1, 1993 and hire a replacement now for Shirley Walton". The salary for the Agriculture Agent was not included in the motion.

Mr. Jamerson then called on Mr. Don Austin, Assistant Resident Engineer for Appomattox Residency Virginia Department of Transportation. Mr. Austin informed the Board Mr. W. Kirk Dance has requested a portion of Route 721 (from 0.03 miles west of the intersection with route 721 a distance of 0.67 miles) be abandoned. Mr. Austin confirmed Mr. Dance owns all property which this portion of road serves. The procedure for such an abandonment was reviewed and discussed. Mrs. Beasley made a motion to support the abandonment of this section of highway. The motion died for lack of a second.

Mr. Jamerson then called on Mr. Charlie Peterson the Landfill

Supervisor. Mr. Peterson reported the Landfill averaged thirty-six (36) tons per day in July. Mr. Peterson also reported on the new Enviromental Protection Agency regulation concerning the release of refrigerants. Equipment that typically enters the work stream with the charge intact (air conditioners, refrigerators, freezers, etc.) is subject to safe disposal requirements. However, the final person in the disposal chain is responsible for recovering the refrigerant. In our case, Mr. Peterson hopes this to be the scrap metal recycler since we collect and sell for scrap all air conditioners, refrigerators, freezers, etc. After discussion, it was decided by consensus to continue our current practice. If we can find no scrap dealer willing to accept this equipment with the charge intact, other options will be considered.

Mr. Peterson then asked the Board to consider creating a full time position at the Landfill at $6.00 per hour so he would have a better chance of retaining the services of an employee currently working on a part time basis. Mr. Peterson reported this employee was a good worker that would be difficult to replace. To grant this request would cost approximately an additional $9,250.00 per year considering the fringe benefits and the increased salary. A discussion followed. Mr. Jamerson asked if there was any line item in the Landfill's budget that money could be transferred from to finance this request. Mr. Rice asked for time to review the budget before answering. Mr. Jamerson also asked if the income from the Landfill service was over or under that projected. Mr. Carwile suggested the facts be gathered and this request be reconsidered at next month's Board meeting. Mr. Jamerson asked if there were any objection to Mr. Carwile's suggestion. Hearing none, Mr. Jamerson declared the issue would be held over until the September 14, 1992 meeting.

Mr. Peterson then reported on the status of the leachate collection tanks' installation. The tanks have been delivered and work is progressing on forming the footings.

Mr. Jamerson next called on Mr. Robert Fox, President of the Appomattox County Humane Society. Mr. Fox reported he, the Board of Directors of the Humane Society, and the County Administrator had met August 6, 1992 to discuss the Agreement between the County and the Humane Society regarding the operation of the Animal Shelter. Mr. Fox reported that because of lack of volunteer support, the Humane Society could not operate the Shelter as originally planned and asked to be excused from their responsibilities in accord with terms of the December 9, 1991 Agreement. Mr. Carwile asked if the shelter had been inspected by County employees to compare its condition with that when the Society had assumed the operation. Mr. Fox explained and Mr. Nix confirmed that Mr. Nix was at the Shelter daily and had noted no deficiencies. Mr. Fox also reported some cosmetic improvements had been made by the Humane Society - painting, installation of bulletin board, etc. Mr. Fox concluded by stating the Humane Society would continue to function, but their efforts would now be directed toward more publicly visual endeavors in an effort to gain support and recognition.

Mr. Jamerson next called on Dr. Thomas, Superintendent of Schools. Dr. Thomas asked for an appropriation for September of $773,000.00 to operate the Schools and $174,000.00 to partially pay for the Schools' construction projects. The $174,000.00 from the General Fund will be reimbursed from Literary Loan money within two (2) weeks. Mr. Torrence made a motion seconded by Mrs. Beasley to appropriate $947,000.00 for the Schools. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Thomas then informed the Board that by 1995 all schools similar to Appomattox High School will be required to have elevators and that Appomattox was a little ahead of schedule by installing one (1) at this time. Mr. Carwile asked Dr. Thomas what the policy was on charging tuition to out-of-county students and what the names of the out-of-county students were. Also, Mr. Carwile asked if any out-of-county students were exempted from paying tuition and, if so, what was the basis of the exemptions. Mr. Thomas confirmed the out-of-county tuition was $500.00 per year per student and there were two situations he was aware of where out-of-county students were exempted from paying tuition - if they were children of County employees or if they were "grandfathered in" in 1989 when Appomattox started charging tuition for out-of-county students. Dr. Thomas assured Mr. Carwile an updated list of these students would be available shortly after school started.

Mr. Carwile then asked Mr. Thomas to comment on the Literary Passport test results recently published in the Lynchburg newspaper. Dr. Thomas contented the results published in the newspaper were not accurate regarding scores from Appomattox. Even so, Dr. Thomas stated he was disappointed and not satisfied and that many factors were involved which he is evaluating and reacting to.

Mr. Jamerson next called on Greg Winston, Regional State Forester. Mr. Winston reported there were 16 fires covering 15 acres in Appomattox this past season which he considered reasonable considering the condition of the season. Mr. Winston thanked the volunteer fire departments for the good record. Mr. Winston also reported the timberland base for the region has remained stable at about 68% of the land area. 82% of the timberland is owned by private citizens and 14% by Timber Companies. Hardwoods have decreased by 3% in the past five (5) years and accounts for 70% of the timber lands.

Wayne Bowman, State Forester at Appomattox-Buckingham State Forest next spoke reporting 320 acres of timber had been harvested at the State Forest and 263 acres had been replanted in pines and 58 acres in hardwoods. Mr. Bowman then presented the County a check for $28,918.19 which represents the County's share of the timber harvested last year in the State Forest.

Mr. Jamerson next requested to hear from Mr. John Harrison, President of the Appomattox Cattlemen Association, and Mr. Lacy Webb from VPI Extension Service Advisory Committee. Mr. Harrison commenced by acknowledging the Board's decision of last month to hire the Home Economist first as soon as possible and an Agriculture Agent next January. Mr. Harrison requested the Board reconsider and hire the Agriculture Agent first. Mr. Harrison noted the Agriculture Agent's position had been vacant since last fall and that most agree the need for a Agriculture Agent in Appomattox County is greater then that for a Home Economist.

Mr. Lacy Webb pointed out farmers were constantly in need of the type of advice available from an Agriculture Extension Agent. This type of advice, he noted, was especially needed by young farmers just starting out.

An extensive discussion ensued. Questions from the Board were addressed to Mrs. Laura McClenny, Acting Unit Director and Mrs. Barbara Board, Regional Director, from the Extension Service who were in the audience. At conclusion, Mr. Torrence asked for an executive session to discuss personnel relating to this matter.

Mr. Thomas Lawson, County Attorney, next on the Agenda was absent, but Mr. Rice asked to be recognized. Mr. Rice reported Mr. Lawson was unable to attend the meeting because of another committment and had asked Mr. Rice to report the status of certain assignments. The Agreement to transfer the ballpark from the Town to the County was nearly complete. Mr. Lawson is awaiting a plat from the Town's Engineer so he can finalize the utility easements at the Community Center and have them recorded. Mr. Rice presented plats and identified property owners adjacent to the Ballpark and Recreation Center. Mr. Rice then asked the Board to set work sessions for Ordinances' updating which he and Mr. Lawson had been working on. It was decided by consensus to meet Tuesday August 18th at 7:00 P.M. for this purpose.

Mr. Carwile next asked to be recognized and expressed concern the Landfill Bond money would not be sufficient and suggested the County consider accepting solid waste from neighboring Counties at a favorable fee to generate the necessary revenue. Mr. Jamerson expressed support to consider this possibility. Mr. Torrence pointed out several objections to the concept. Mr. Moore commented all solid waste should not be treated the same and that sometime soon source separation would become prudent. Mr. Moore supported recycling and suggested better public education efforts were necessary.

Mr. Jamerson next informed the Board he had been notified by Mrs. Ruth Webb, Appomattox County's representative on the Central Virginia Community College Board, that she was unaware and embarrassed the Board had eliminated funding for the college's Local Funds and College Revenue Budget. Mrs. Webb reminded Mr. Jamerson Appomattox's share of this budget was but $321.00 this year nearly the lowest in the Region. Mr. Jamerson stated he too was embarrassed by this omission, did not recall it had been eliminated, and asked the Board to reconsider. After some discussion, Mr. Torrence made a motion seconded by Mr. Moore to contribute $321.00 to the Central Virginia Community College Local Funds and College Revenue Budget. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mrs. Beasley next was recognized and nominated Mr. Wayne Lewis to the Planning Commission to replace Mrs. Shirley Walton who recently resigned. Mr. Torrence Seconded the nomination. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next noted Mr. Francis Elliott's term on the Central Virginia Area Agency on Aging expires September 1992 and he had indicated he does not wish to serve another term. The Board by consensus asked Mr. Rice to ask the Agency for recommendations.

Mr. Jamerson next noted Dr. Larry Smith has resigned from the Board of Zoning Appeals, but it appears there are still five (5) members serving which is the number called for by Ordinance. The remaining five (5) members are:

Sharon Bonaventura - Appomattox River District (Town of Pamplin) - Term expires 10/93 - Phone number 248-5400

Bruce Drinkard - Appomattox River District - Term expires 12/95 - Phone number 352-8141

William Turner - Falling River District - Term expires 10/93 - Phone number 352-8287

Jessee Hancock - Falling River District - Term expires 10/93 - Phone number 352-8094

Matt Lair - Falling River District - Term expires 10/96 Phone number 352-8566

By consensus, the Board agreed the remaining five (5) members were sufficient.

The Board next considered the engineering proposals to conduct a feasibility study for a regional landfill to serve Appomattox, Buckingham, and Nelson Counties. A lengthy discussion followed. Mr. Torrence made a motion to agree to the study if the other jurisdictions participated. The motion died for lack of a second.

Mr. Jamerson next asked the Board to consider a request from the Central Piedmont Private Industry Council to renew their lease to June 30, 1993. After some discussion, the Board agreed by consensus to extend the lease to June 30, 1993 at $285.00 per month and asked Mr. Rice to so notify the Council.

Mr. Jamerson next reported he had discussed with Mr. Berk Drinkard financial accountability requirement for non-profit organizations especially those the County supported. At last month's meeting, the Board tried to establish guidelines and wished to hear and consider Mr. Drinkard's recommendation. Mr. Jamerson related Mr. Drinkard felt a copy of the organization's 990 tax return was all that was necessary and, for those not required to file a tax return, a list of the previous year's itemized expenses and income should suffice. After some discussion Mrs. Beasley made a motion seconded by Mr. Torrence to require a copy of a 990 tax return or an itemized list of expenses and income from organization before County money is donated. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mrs. Beasley next was recognized and reported she has been trying for some time to locate a new solid waste transfer site in her district since the one at Kendal Hunter's property has been recently closed. Her latest efforts have been directed at the Transco Pumping Station property and the surrounding area since a site here could be conveniently used by residents in the Walton Place and Falling River subdivisions and also by those living in the vicinity of the Country Club. She reported management at Transco was reluctant for the County to use their property because of potential liability. She also talked with property owners adjacent to Transco's property, but found no one willing to participate. A discussion followed and by consensus the Board authorized Mr. Rice to talk to Transco in another effort to locate a site there by possibly leasing a site to eliminate Transco's liability and point out the corporate good will to be realized.

Mr. Moore next was recognized and reported on the air conditioning in the County Clerk's office. He has conducted several experiments and is convinced the heat pumps are oversized and not running enough to control the humidity. It seems the solution is to disconnect one heat pump system, connect the duct systems, use only one (1) thermostat for control, and connect the second heat pump in series for back-up heating in the winter. Mr. Moore is presently working with Bohannon Electric and is going to get a cost estimate to connect the ducts and do the rewiring as required.

The Board next considered a letter dated August 5, 1992 from J. Edward Hurt, Service Consultant with Blue Cross Blue Shield. In this letter Mr. Hurt informed the Board the current contract (and the one recently proposed) includes no provisions to cover retirees beyond the period mandated by the Consolidated Omnibus Budget Reconciliation Act (COBRA). If group health care coverage for retirees beyond the COBRA limits is to be considered, it must be jointly sponsored by the County, the Town, and the School Board since all three entities are participants in the Group. Also, the program would be open to all retirees as specified by the Employee Retirement Income Security Act of 1974. Finally, Mr. Hurt in his letter cautioned the County that adding retirees to the group would probably adversely affect the rates since the group's rate is based on experience and adding an older segment would tend to increase claim expenses. After considerable discussion the Board by consensus appointed Mrs. Beasley and Mr. Rice to talk to Mr. Hurt to clarify Blue

Cross Blue Shield's position since it appears the Board has received conflicting information.

Mr. Jamerson next introduced two (2) proposed ordinances for consideration - Emergency Services and Central Purchasing. The Emergency Services Ordinance would make the County Administrator the Director and the Building Inspector the Coordinator. It also defines the duties and responsibilities of these two (2) positions and those of the Board of Supervisors. The Central Purchasing Ordinance is a common ordinance which would establish Central Purchasing for Appomattox County government. After discussion, Mr. Torrence made a motion to include the Emergency Services ordinance in the Code updates currently being considered pending review of the County Attorney. The motion was seconded by Mrs. Beasley. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Discussion continued on the proposed Central Purchasing Ordinance and it was agreed by consensus to defer a decision until more time could be spent considering this rather far reaching legislation.

Mr. Jamerson next acknowledged receipt of the lists of delinquent taxes from the Treasurer. A discussion followed whether to publish these lists in the local newspapers. Mr. Carwile made a motion to advertise the list of delinquent taxpayers in both local newspapers. The motion was seconded by Mr. Torrence. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next asked if the Board wished to renew its membership in Sam's Club, a discount supplier. After discussion, Mr. Carwile made a motion seconded by Mr. Torrence to renew the membership in Sam's Club for one (1) year at a cost of $55.00. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next brought up for consideration a request from Ann Lawson, Director of the Recreation Department, to attend the 1992 Virginia Recreation and Park Society's annual convention in Williamsburg September 20, 21, and 22, 1992 and a request from Mr. Monty Mays, the Commissioner of Revenue, to attend the Local Government Officials' Conference later this month. Mr. Mays expenses will be reimbursed by the Compensation Board. After discussion, Mr. Moore made a motion seconded by Mr. Carwile to pay the following expenses for Mrs. Lawson to attend the 1992 Virginia Recreation and Park Society State Conference in Williamsburg, Virginia September 20-23, 1992:

Registration	$ 95.00
3 nights lodging plus room tax	207.68
Milage at $0.21 per mile not to exceed	63.00
Meals not to exceed	100.00
	$465.68

and to pay Mr. Mays' expenses not to exceed $200.00 including registration, lodging, meals, and milage expenses. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next asked the Board to consider invoice 355495 for $121.00 from Hirschler, Fleischer, Weinburg, Cox and Allen for legal services through June 30, 1992. After discussion, Mrs. Beasley made a motion seconded by Mr. Torrence to pay this bill. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next asked the Board to consider renewing the accidental death and dismembership and secondary accidental medical insurance for the Recreation Department. Invoices have been received for extending this coverage. After discussion the Board by consensus asked Mr. Rice to renew these policies if money for them had been budgeted and if the fees for the activities were sufficient to cover these costs.

Mr. Jamerson next asked the Board to consider two line item transfers for the Summer Youth Program. Mr. Torrence made a motion seconded by Mrs. Beasley to approve transferring $462.00 from 8102-1002 and $130.00 from 8102-5401 to 8102-5804 and 8102-5501 respectively and $7.00 from 8102-5201 with $6.00 going to 8102-3007 and $1.00 going to 8102-5411. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next informed the Board the site of preference for the James River Park as selected by the Central Virginia Planning District Commission committee is a combined tract consisting of the Kirk Dance property in Appomattox County and the adjoining Appalachian Power Company property in Campbell County. The site selection committee asks if the Board of Supervisors would object to this site being a State Park should it be selected. After discussion, the Board agreed by consensus to support this site for a State Park and asked Mr. Torrence, the County's representative on the Central Virginia Planning District Commission, to so inform the Committee at the Central Virginia Planning District Commission Board meeting next Thursday.

Mr. Jamerson next informed the Board he had received a letter from the Mayor of Alexandria asking the Board's help to defeat the proposed Redskins Football Stadium in Alexandria. No action was taken.

Mr. Jamerson next asked for an executive session and a motion made by Mr. Torrence seconded by Mr. Carwile, it was resolved that the Board of Supervisors in accord with Section 2.1-344 of the Code of Virginia enter into an executive session at 10:47 p.m. to discuss personnel concerning hiring a new Agriculture Extension Agent. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

On a motion by Mr. Moore seconded by Mrs. Beasley, it was resolved the Board of Supervisors return to regular session at 10:57 p.m. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

On a motion by Mr. Torrence seconded by Mr. Moore, the following resolution was adopted:

> WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and
>
> WHEREAS, Section 2.1-344-1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:
>
> NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification motion applies, and (ii) only such public business matters as were identified in the motion convening the executive meeting were heard; discussed or considered by the Appomattox County Board of Supervisors.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Torrence made a motion seconded by Mr. Carwile to support the Extension Services proposal to hire an Agriculture Agent before employing a Home Economics Agent, but that Mr. Kylor Reed was not an acceptable candidate for the Agriculture Agent's position. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Carwile was next recognized and asked the Board to clarify its policy regarding paying milage to Board members over and above the $10.00 per month allowance. After discussion, Mr. Torrence made a motion to pay milage to Board members for use of their personal car to conduct County business. This motion died for lack of a second.

Mr. Moore next made a motion seconded by Mrs. Beasley to adjourn until 7:00 P.M. August 18, 1992. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Be it resolved by the Board of Supervisors of Appomattox County, Virginia, that the following appropriations be, and the same hereby are, made for the month of September 1992 from the funds and for the functions or purposes indicated:

August 10, 1992

Be it resolved by the Board of Supervisors of Appomattox County, Virginia, that the following supplemental appropriations be, and the same hereby are, made for the month of August, 1992 from the funds and for the functions or purposes indicated:

TOTAL: $12013.45

1101	Board of Supervisors	725.00
2109	Court Services Unit	400.00
3105	Drug Grant FY92	1049.00
5202	Mental Health	5968.00
6401	Community College	321.45
7102	Recreation Department	2720.00
7301	Library	625.00
8111	Board of Zoning Appeals	205.00

August 31, 1992

Be it resolved by the Board of Supervisors of Appomattox County, Virginia, that the following supplemental appropriations be, and the same hereby are, made for the month of August 1992 from the funds and for the functions or purposes indicated:

TOTAL: $44,186.00

1213	Treasurer	515.00
2107	Civil Process	55.00
2201	Commonwealth Attorney	1235.00
3102	Sheriff	11190.00
3103	Town Sheriff	2745.00
3106	CADRE	466.00
3301	Jail	3710.00
4203	Refuse Collection	91.00
4204	Refuse Disposal	6763.00
4302	General Properties	7400.00
5301	Welfare	2987.00
7102	Recreation	2774.00
7301	Library	4255.00

GENERAL REVENUE FUND:

For the operation of the Department of Welfare to be transferred to the VIRGINIA PUBLIC ASSISTANCE FUND and expended by the Welfare Board.

55,000.00

For the operation of the General County agencies and services to be transferred to the GENERAL OPERATING FUND and expended only on order of the Board of Supervisors as follows:

01 General Government Administration
    011 Legislative

		1101 Board of Supervisors	4000.00
		1201 County Administrator	10500.00
	012	Legal Services	
		1209 Commissioner of Revenue	13500.00
		1213 Treasurer	12000.00
	013	Board of Elections	
		1302 Registrar	3200.00
02	Judicial Administration		
	021	Courts	
		2102 General District Court	150.00
		2105 J & D Relations Court	200.00
		2106 Clerk of Circuit Court	3200.00
		2107 Sheriff Serving Civil Papers	1955.00
		2109 Court Services Unit	150.00
	022	Commonwealth's Attorney	
		2201 Commonwealth's Attorney	4000.00
03	Public Safety		
	031	Law Enforcement and Traffic Control	
		3102 Sheriff	61500.00
		3103 Jail	5400.00
	032	Fire and Rescue Services	
		3202 Volunteer Fire Department	2500.00
		3104 Drug Grant	6000.00
	033	Corrections and Detention	
		3301 Jail Operation	6000.00
	034	Inspections	
		3401 Buildings	4300.00
	035	Other Protection	
		3501 Animal Control	2300.00
	042	Sanitation and Waste Removal	
		4203 Refuse Collection	3100.00
		4204 Refuse Disposal	17000.00
	043	Maintenance General Building & Grounds	
		4302 General Properties	6000.00
05	Health		
	053	Welfare/Social Services	
		5301 Social Services	5000.00
		5309 Rental Housing	1067.54
07	Parks, Recreation & Cultural		
	071	Parks & Recreation	
		7102 Recreational Department	3800.00
	073	Library	
		7303 County Library	6000.00

08	Community Development	
081	Planning & Community Development	
8108	Community Center	900.00
8109	Office on Youth	3000.00
8110	Crime Prevention	2850.00
083	Community Development	
8303	Community Development	300.00

TOTAL APPROPRIATIONS TO GENERAL OPERATING FUND 189872.54

To the operation of Public Schools to be transferred to SCHOOL OPERATING FUND and expended only on order of the School Board.

Education

061	Administration of Schools	773000.00
062	Construction	174000.00

TOTAL APPROPRIATIONS TO SCHOOL OPERATING FUND 947000.00

TOTAL APPROPRIATIONS TO GENERAL REVENUE FUND 1191872.54

Chairman

A recessed meeting of the Appomattox County Board of Supervisors was called to order by Chairman Jamerson in the Court House, Appomattox, Virginia at 7:05 P.M. August 18, 1992.

Present
W. E. Jamerson, Chairman, Courthouse District
Dennis Torrence, Vice Chairman, Appomattox River District
Frank Carwile, Wreck Island District
Russell Moore, Piney Mountain District
Nina Beasley, Falling River District
Thomas W. Lawson, County Attorney
Gordon L. Rice, County Administrator

Mr. Jamerson recognized Mr. Torrence who asked the Board to reconsider participating in a feasibility study regarding a regional landfill in cooperation with Nelson and Buckingham Counties. After discussion, Mr. Torrence made a motion seconded by Mr. Moore to participate in the study for a fee not to exceed $1500.00 providing Nelson and Buckingham counties also agree to participate. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore,aye; Mr. Torrence, aye.

The Board then reviewed several County ordinances and the comments on each by the consultant hired to help update the County Code. No actions were taken.

The Board next discussed how best to review the Subdivision and Zoning Ordinances. It was decided by consensus to appoint a committee of citizens to review the Subdivision Ordinance and make recommendation(s) for the Board's consideration. It was deemed desirable to have these recommendations in hand by the end of September 1992. It was suggested the Committee include:

Mr. Don Austin - Virginia Department of Transportation
Mr. Bill Dickerson or Mr. Forrest Sergeant, Surveyors
Mr. Jim Nolen, Developer
Mr. Bill Caldwell, Building Inspector
Mr. Robert Gray or Mr. Sam Kerr, Attorneys
Mr. Ralph Hamlett, Mayor Pamplin
Mr. Ronnie Spiggle, Mayor Appomattox
Mrs. Joyce Bennett, Realtor
Mr. Gordon Rice, County Administrator

It was further suggested the Planning Commission similarly review the Zoning Ordinance.

Mr. Rice was directed by the Board to form the citizen's committee and arrange appropriate meetings.

Mr. Rice was also directed by the Board to review the Animals and Building Construction ordinances with the County staff and have recommendations ready for the next work session.

It was agreed by consensus to have another work session Thursday 8/27/92.

Mr. Moore made a motion seconded by Mrs. Beasley to adjourn until 7:00 P.M. August 27, 1992. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Chairman

A recessed meeting of the Appomattox County Board of Supervisors was called to order by Chairman Jamerson in the Courthouse, Appomattox, Virginia at 7:00 P.M. August 27, 1992.

Present:

W. E. Jamerson, Chairman, Courthouse District
Dennis Torrence, Vice Chairman, Appomattox River District
Nina Beasley, Falling River District
Frank Carwile, Wreck Island District
Russell Moore, Piney Mt. District
Thomas W. Lawson, County Attorney
Gordon L. Rice, County Administrator

Mr. Jamerson reported the Sheriff has asked the Board to clarify its position regarding the 2% salary increase for the Town's Deputies and considering the recent adjustments to their salaries because of the increased subsidy from the Town. After discussion, Mrs. Beasley made a motion seconded by Mr. Torrence to increase the salaries of the two (2) deputies (Williams and Smith) by 2% based on their salary of

July 1, 1992. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Lawson asked to be and was recognized. Mr. Lawson explained he recently had to have his computer serviced and asked the County to reimburse him for the cost which was $500.00. Mr. Lawson further explained this computer was his personal property, but felt since he used the computer for County business, the County should bear the cost of the upkeep. After discussion, Mr. Carwile made a motion seconded by Mrs. Beasley to pay $500.00 to reimburse Mr. Lawson for the expense of the computer repairs. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

The Board next considered and reviewed several ordinances and the comments made on each by the consultant which has been retained to update the County Code. No action was taken.

Mr. Moore made a motion at 9:20 P.M. seconded by Mrs. Beasley to adjourn. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Chairman

The joint meeting and public hearing of the Appomattox County Planning Commission, the Appomattox County Board of Supervisors, and the Appomattox County Board of Zoning Appeals was held September 8, 1992 in the Courthouse, Courthouse Square, Appomattox, Virginia.

Present (Board of Supervisors):
Dennis Torrence, Vice Chairman, Appomattox River Dist.
Nina Beasley, Falling River District
Frank Carwile, Wreck Island District
Russell Moore, Piney Mt. District
Gordon L. Rice, County Administrator

Absent (Board of Supervisors):
W. E. Jamerson, Chairman, Courthouse District

Present (Planning Commission):
Al Sears, Chairman
Henry Pack
Charles Smith
Wayne Lewis
R. W. Mitchell
Bill Caldwell, Clerk

Absent (Planning Commission):
David Bailey

The public hearing having been duly advertised was called to order at 7:30 P.M. by Dennis Torrence, presiding. Mr.

Torrence stated the purpose of the hearing and explained the procedure. Mr. Torrence then asked Mr. Caldwell to read the first petition to be considered. Mr. Caldwell read Conditional Use Application 92-169 of Julie Burge. Ms. Burge is asking to be permitted to operate a Beauty Shop as a home occupation. The Beauty Shop is to be operated in one (1) room of the main dwelling located on Route 691 between Route 647 and Route 643. The property is zoned R-1.

Mr. Torrence asked to hear from the petitioner. There being no response, Mr. Torrence asked to hear from those opposing or favoring the petition. There being no response, Mr. Torrence asked Mr. Caldwell to read the next petition to be considered.

Mr. Caldwell read petition 92-170 of Margaret M. Glover to rezone the property of Mrs. Percy Carter Estate DB 143 page 10. The petition seeks to change the Zoning from R-1 to R-2 to permit the existing structure to be used as offices by Farm Bureau. The property is located on Linden Street between Lee Grant Avenue and the Norfolk Southern Railroad Right-of-Way.

Mr. Torrence asked to hear from the petitioner. Mrs. Glover stated their's was a very quiet business that would not disturb the neighbors. Mr. Torrence then asked to hear comments from others. There being no response, Mr. Torrence asked Mr. Caldwell to read the next petition.

Mr. Caldwell read petition 92-171 of Paul and Faye Bugg to rezone the property of Edna Anderson Estate from R-1 to R-2 to permit the construction of a single family dwelling with basement apartment and a four (4) unit apartment building. The property is located on Lee-Grant Avenue between Maple Street and Ferguson Street.

Mr. Torrence asked to hear from the petitioner. There being no response, Mr. Torrence asked to hear from those opposing the petition. Mr. James C. Sefter, adjacent property owner,spoke in opposition. Mr. Sefter wondered why have zoning if zones were changed any time property owners desired. Mr. Sefter also questioned if this change would be considered spot zoning. Mr. Sefter then stated R-1 was defined as a quite low density residential area and that was how he would like to preserve the area. He further stated R-2 was defined as medium to high density housing and felt this would change the character of the neighborhood. Mr. Sefter continued by pointing out apartments on this property would increase traffic and noise and create potential for other problems like those recently experienced at other apartment buildings located in the Town. Mr. Sefter concluded by pointing out there were very few areas within the Town zoned R-1 and he felt those left should be preserved. Also, Mr. Sefter informed the Board he knows of others opposing this rezoning application.

Mrs. Debbie Powell of 113 Maple Street, Appomattox, Virginia, spoke next in opposition to the rezoning. Mrs. Powell lives "right around the corner from the property in question". Mrs. Powell spoke supporting Mr. Sefter's views. She expressed her desire to maintain the neighborhood as is to avoid the "problems associated with the more dense housing permitted in R-2 zones". Mrs. Powell said she thought she spoke for nearly everyone living on her street.

Larry Justice next spoke and stated he concurred with Mr. Sefter and Mrs. Powell.

Mrs. Faye Bugg next spoke stating Mr. Sefter lives "across a little branch that divides zone 2 from zone 1 and Mr. Sefter lives in zone 2". Mrs. Bugg continued by informing the boards that if they build apartments in the future, there will only be four (4) apartments and a single family house with a basement apartment on the property. She continued with the assurance there would not be any offensive noise from the property.

Mrs. Frances Guill of 2 Maple Street, Appomattox, Virginia spoke next supporting the request for rezoning. Mrs. Guill began by stating her property is adjacent to the Bugg's property. Continuing, Mrs. Guill explained she would like to see the apartments built because her daughter is interested in renting an apartment and she (Mrs. Guill) also would sooner or later, be looking for an apartment to live in as her "family is growing up and moving out". Mrs. Guill further stated she would be looking for an apartment she felt would be taken good care of and one that would not be sold to a foreign investor.

Mr. Bugg next spoke pointing out his intentions to first build the basement apartment next to the street and later building the apartments in an area where trees would shield them from view. He continued by assuring the Boards there would only be two (2) apartments and a house with a rental basement apartment built on the lot. Mr. Bugg continued by stating no "trouble makers" would be allowed to rent the apartments and that no rental agents were going to be involved.

Mr. Sefter next spoke referring to the Town's Zoning map pointing out the Zoning boundaries, the location of his property, and the location of the Bugg's property. Mr. Sefter also assured the boards he believed Mr. Bugg would maintain order at the apartments, but he was concerned the property would change hands "sooner or later".

Mrs. Powell again spoke relating her concerns regarding the property's ownership changing hands.

Mr. Torrence asked for any other comments. Hearing none, Mr. Torrence asked Mr. Caldwell to read the next petition.

Mr. Caldwell read petition 92-172 of Mr. Leroy C. Wooldridge to rezone property in Bertha White Subdivision from R-1 to R-2 to permit mobile homes. The property is located on Route 601 between Routes 696 and 627.

Mr. Torrence asked to hear from the petitioner. Hearing no response, Mr. Torrence asked to hear from those opposing the petition. Hearing no response, Mr. Torrence asked to hear from those favoring the petition. Hearing no response, Mr. Torrence asked Mr. Caldwell to read the next petition.

Mr. Caldwell read petition 92-173 of Fred and Sissy Gibbs for a Conditional Use Permit to install a grill and sell hot foods in an existing building used as the Gibb’s residence. The property is located on Business Route 460 between Route T-1102 and Route 47.

Mr. Torrence asked to hear from the petitioner. Mrs. Gibbs spoke and presented a petition signed by seventy-one (71) people favoring the issuance of a health permit to allow Sissy Gibbs to prepare food for take-out. The petition is attached as Appendix A to this recording of the proceedings. Mrs. Gibbs continued by explaining she already has a grill and had been using it until the Health Department asked her to stop because the grill was not properly vented. Mrs. Gibbs further explained her and her husband’s social security incomes was meager and she needed the income from the food business for supplement. Also, Mrs Gibbs pointed out all other violations noted by the Health Department has been corrected, but she could not afford the automatic fan and fire extinguishing "hood" required for the grill.

Mr. Torrence asked if there were any other comments. Hearing none Mr. Torrence asked Mr. Caldwell to read the next and last petition to be considered.

Mr. Caldwell read petition 92-174 of Gary A. and Thea Gilliam requesting a variance to paragraph 906.04 of the Appomattox County Zoning Ordinance pertaining to side yard set back. The Gilliam’s property is located on Route 642 between Route 727 and the dead end and is zoned R-1.

Mr. Torrence asked to hear from the petitioner. Mr. Gilliam spoke explaining he planned to develop the lot as best he can. The proposed garage is to be an attractive addition to the property. He further explained their lot was a non-conforming lot only 102′ more or less wide. This makes it impossible to build the garage next to the house and maintain a 15′ side yard setback. Mr. Gilliam has explained this to is neighbors, Ed and Wendy Harrup, who do not object to the less than 15′ setback.

Being no further comments, Mr. Torrence declared the Public Hearing closed at 7:35 P.M.

Dennis W. Torrence
Vice Chairman

The regularly scheduled monthly meeting of the Appomattox County Board of Supervisors was held in the Board’s Meeting

Room, Courthouse Square, Appomattox, Virginia, Monday, September 14, 1992 at 7:00 P.M.

Present:
W. E. Jamerson, Chairman, Courthouse District
Dennis Torrence, Vice Chairman, Appomattox River Dist.
Frank Carwile, Wreck Island District
Russell Moore, Piney Mountain District
Nina Beasley, Falling River District
Gordon L. Rice, County Administrator

Mr. Jamerson, presiding, called the meeting to order at 7:00 P.M. The invocation was given by Supervisor Moore.

Minutes for the meetings of July 23, 1992, August 10, 1992, August 18, 1992, and August 27, 1992 were presented for approval, copies having been transmitted to members of the Board prior to the meeting.

On a motion by Mr. Carwile seconded by Mrs. Beasley it was resolved to dispense with reading of these minutes. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson called for corrections, comments, and/or questions on any or all of the minutes. Hearing none, Mrs. Beasley made a motion seconded by Mr. Moore to approve the minutes of the Board's meetings of July 23, August 10, August 18, and August 27, 1992. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next called on Ms. Sandra Lindsey, Resident Engineer Virginia Department of Transportation. Ms. Lindsey informed the Board the proposal to shorten the median strip for the proposed Route 26 improvement had been approved and the plans are currently being revised. This will permit local residences access to both lanes of Route 26 without having to drive a long round-about way. Also, Ms. Lindsey reported the VDOT's Design Engineers in Richmond are considering building a ramp onto Route 460 for westbound traffic from the Town of Appomattox. As the plans now stand, this traffic would have to cross over Route 460 on Route 26 and turn left onto the Route 26 westbound Route 460 access ramp.

Mr. Carwile asked Ms. Lindsey for a Virginia Department of Transportation directional sign at the Community Center. Ms. Lindsey explained the procedure involved and stated she would check with the Traffic Department in the Lynchburg District Office.

Mr. Carwile mentioned he had had a couple flat tires caused by very sharp gravel which the Virginia Department of Transportation has been using recently. Ms. Lindsey explained she had had several other complaints about this and that Virginia Department of Transportation's Material Engineers are checking the source of the gravel and the specifications trying to resolve the situation.

Mr. Carwile also mentioned he had received complaints that motorists were detouring along Route 800 to avoid the stop light at the intersection of Routes 24 and 460 and that residents along this route were asking for a reduced speed limit. Ms. Lindsey explained the procedure necessary to obtain a reduced speed limit and that she would request the appropriate officials in Richmond to review this request.

Finally, Mr. Carwile pointed out several had complained about the reduced sight distance at the Routes 721 and 688 intersections with Route 608 because of overground rights-of-ways. Ms. Lindsey said she will investigate and initiate appropriate measures.

Mr. Torrence asked what next had to be done for the proposed improvements to Route 678 to proceed. Ms. Lindsey informed Mr. Torrence a request to stake the Right-of-Way was the next step, then a meeting between Virginia Department of Transportation officials, property owners, and Mr. Torrence at the site should be arranged to obtain the required right-of-way.

Mr. Jamerson asked if there were other questions for Ms. Lindsey. Being none, Mr. Jamerson thanked and excused Ms. Lindsey and called Mr. Peterson, Landfill Supervisor. Mr. Peterson reported 1,061 tons were received at the landfill in August or an average 43 tons per day and an increase of seven (7) tons per day from that received in July. Mr. Peterson further reported 49 tons had been recycled in August, an increase of 5 tons from that recycled in July. Mr. Peterson also reported 627 c.y. of brush had been received in August, 550 c.y. in July, and 521 c.y. in June. The merits of purchasing a chipper were discussed. The Board requested Mr. Peterson to check costs for various sizes and makes of chippers.

Mr. Peterson next reported on some personnel problems with part time employees. After discussion the Board authorized Mr. Peterson to hire a replacement for a recently resigned part time employee.

Mr. Peterson then asked that $2000.00 of the money budgeted for cover dirt be transferred and spent to buy additional gravel for the entrance road since he will not need the cover dirt. This will purchase 160 tons of #40 gravel. A motion was made by Mr. Torrence seconded by Mr. Moore to transfer $2000.00 from line item 4204-3002 to 4204-3004 and to use this money to buy 160 tons of #40 gravel to resurface the entrance road at the landfill. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Peterson next reported he has been unable to yet erect the leachate collection tanks because of wet weather.

Being no further business to discuss, Mr. Jamerson thanked and excused Mr. Peterson and called Mrs. Janet Belter, County Treasurer.

Mrs. Belter reported that since the delinquent tax notices were published in the newspapers, $9,958.60 worth of delinquent taxes had been paid. She compared this to approximately $3000.00 collected during the same period of time last year.

Next, Mrs. Belter asked permission to dispose of the 1984 tax tickets. Mrs. Beasley so moved seconded by Mr. Torrence. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mrs. Belter next asked permission to attend the Virginia Association of Local Executive Constitutional Officers (VALECO) Conference September 28, 1992. Mr. Carwile made a motion seconded by Mrs. Beasley to approve Mrs. Belter's expenses not to exceed $200.00 to attend the VALECO Conference September 28, 1992. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

There being no further business, Mr. Jamerson thanked and excused Mrs. Belter and called Mr. Jack Thomas, Superintendent of Schools.

Dr. Thomas asked for an appropriation of $804,000.00 to operate the Schools through October, 1992. Dr. Thomas explained that revised software now required teachers to be paid monthly. Mr. Torrence made a motion seconded by Mr. Moore to appropriate $804,000.00 for the Schools. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Dr. Thomas next reported appropriation for the School construction project of $449,791.00 had been received in FY91 and that $443,577.00 had been paid out. Mr. Thomas alerted the Board he will need additional money next month to pay the rest of the bills.

Mr. Thomas next reported that unexpected enrollment increases in four (4) grades (grades 2, 3, 4, and 5) has required hiring two (2) additional teachers, but he feels the School Board can still operate within budget.

Mr. Thomas then reported on out-of-county students being served by the Schools and presented the Board a list of these students including their names, grade level, and County of residence.

Mr. Jamerson then raised the issue of extending COBRA insurance coverage. After considerable discussion, Mrs. Beasley made a motion seconded by Mr. Moore that the County's group health insurance coverage be made available to retired former County employees at their expense until they reach the age of 65. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

[redacted]

Mr. Jamerson next called on Mrs. Beasley. Mrs. Beasley made a motion seconded by Mr. Torrence to authorize the Social Services department to collect welfare overpayments by attaching tax refunds of the recipients. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mrs. Beasley then made a motion to provide the Social Services Department a diaper changing unit costing $300.00 to be installed in the restroom at Social Services. After considerable discussion the motion died for lack of a second.

Mrs. Beasley next reported the Social Services Department has requested a doorway be cut between the commodities storage room and the clothes closet to allow additional storage of food since the clothes closet is no longer being used. Mrs. Beasley asked Mr. Carwile to ask the Community Center Board to consider this request.

Mr. Jamerson then called on Mr. Carwile. Mr. Carwile presented the Board a letter dated September 8, 1992 from Chairperson Ora McCoy to the County Administrator regarding recommendations of the Community Center Board on issuance of keys and and use of storage space. The letter is as follows:

Dear Mr. Rice,

The following information is for the Appomattox County Board of Supervisor.

As per Mr. Rice's recent request for recommendations on key issue and utilization for the Community Center, the Board of Directors met on September 2, 1992 and offer the following for your consideration.

All exterior door keys for access to the building proper should be limited to Community Center employees, Appomattox County Administration, Appomattox County Maintenance, and the Board of Directors Chairperson. This specifically excludes the building kitchen area entrance.

Interior office keys should be issued to the persons occupying or responsible for that particular office or area.

Utilization of Community Center storage space should be limited to the direct operational needs of the Community Center and not by other groups or agencies who are not part of that governmental entity.

All persons, groups, agencies, etc., utilizing the Community Center which are not part of that governmental entity shall be guided by the Board of Director's procedural requirements for contractual agreement and previously established fees.

Key initially issued to the Appomattox County Youth Association through John Williams should be recalled. Youth Association equipment presently being stored in the Community

Center should be removed.

The Board of Directors opinion is that all non-governmental groups have equal opportunity for Community Center use and that no special consideration be given or exceptions made due to their purpose. It should be made clear that the Board of Directors completely supports the goals and objectives of the Youth Association but cannot exclude them when establishing guidelines.

Persons or groups needing access to the Community Center should make arrangements with the appropriate Community Center staff person or County Administration.

Sincerely,

Ora McCoy
ChairPerson

After considering the recommendations, Mr. Carwile made a motion seconded by Mrs. Beasley to adopt the recommendations of the Community Center Board to limit the issuance of exterior door keys to Community Center employees, County Administrator, County Maintenance personnel and the Chairperson of the Community Center Board; issue interior office keys to those assigned the office space; limit use of storage space at the Community Center to that required by the operational needs of the Center; and require all non-governmental group, agencies, and persons to abide by the procedural requirements for contractual use of the Community Center. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Carwile next, expressed his concerns regarding the landfill mandates from the State Department of Waste Management and the landfill situation of neighboring counties. After considerable discussion Mr. Carwile made a motion seconded by Mrs. Beasley to establish dialogue with the neighboring counties of Charlotte, Buckingham, and Nelson to discuss mutual problems relating to landfilling and to discuss the possibilities of converting Appomattox's landfill to a regional facility for use by these neighboring counties. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, nay.

Mr. Jamerson next called Mr. Dennis Gragg, Executive Director of the Central Virginia Planning District Commission. Mr. Gragg reported the Commission had completed its report and recommendations regarding the James River Park and explained the report and this fall's bond referendum.

Mr. Buddy Conner, President of the Lynchburg Chamber of Commerce, spoke next in support of the James River Park Study.

Mr. Gragg spoke again further explaining the study and asked for a resolution of support. Mr. Torrence made a motion seconded by Mr. Moore to adopt a resolution as follows:

> WHEREAS, the General Assembly, Commonwealth of Virginia, has caused a bond referendum for Parks & Recreation improvements to be placed on the ballot in November, 1992, and
>
> WHEREAS, Eight (8) million dollars of this bond money will be to establish a new state park on the James River
>
> WHEREAS, a study Task Force was formed with representation from Appomattox County and other jurisdictions from Planning District II to evaluate and recommend sites for this new park, and
>
> WHEREAS, this Task Force has completed its study and makes the following recommendations: site 1 - Appomattox/Campbell County, site 2 - Amherst County site A (East of Lynchburg), site 3 - Amherst County site B (West of Lynchburg), and
>
> THEREFORE, the Appomattox County Board of Supervisors adopts this resolution affirming the recommendations above at its regularly scheduled meeting on September 14, 1992, and
>
> HEREBY, urges the Department of Conservation and Recreation to complete its evaluation and select one of the above sites as soon as possible.

Vote: Mr. Jamerson, aye; Mrs. Beasley, Aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Torrence asked to be recognized and requested the Board of Supervisors to reconsider it's action regarding funding for the Planning Commission. After considerable discussion, Mr. Torrence made a motion seconded by Mrs. Beasley to increase the County's contribution to the Central Virginia Planning Commission for FY93 by $461.89. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Torrence, aye; Mr. Carwile, abstain; Mr. Moore, abstain.

Mr. Jamerson next called on Mr. Moore. Mr. Moore reported he has concluded his study of the air conditioning system at the Court Clerk's office and obtained an estimate of $437.00 from Bohannon Electric to connect the supply and return ducts of the two heat pumps. After discussing the situation Mr. Moore made a motion seconded by Mr. Carwile to contract Bohannon Electric to connect the supply and return ducts for the two heat pump systems in the Court Clerk's office at a cost not to exceed $437.00. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Moore next reported he had received a telephone call from a constituent. The constituent was concerned he and his neighbors did not know when the Board was to meet because the meeting dates were not published in the newspapers. Mr. Moore suggested Mr. Rice notify the papers each month of the meeting dates and ask the papers to publish the dates as a community service. Mr. Moore also reported his constituent was concerned line item transfers were not being properly recorded and the budget was not being properly monitored. Mr. Moore suggested the County publish its budget in the local newspapers quarterly showing the amounts spent to date by departments. After some discussion, the Board agreed by consensus to publish the budget quarterly showing expenses paid to date compared to total yearly amounts budgeted including line item transfers and transfers from unappropriated surplus.

Mr. Jamerson next called on Mr. Lawson, the County Attorney. Mr. Lawson reported he had talked to Mayor Spiggle of the Town of Appomattox and the Mayor reported the Town was ready to give the ballpark to the County whenever the deed was drawn. After some discussion, the Board by consensus directed Mr. Lawson to draft the deed. Mr. Lawson further reported he has not yet received the plat for the well lot and utility easements at the Community Center, but as soon as he does, he will draft the deed to transfer these to the Town.

Mr. Lawson next reported he had applied to the Justice Department for preclearance to place the referendum on this years ballot to permit elections of School Board members.

Mr. Lawson next asked for an executive session to discuss legal matters.

Mrs. Beasley made a motion seconded by Mr. Carwile that the Appomattox County Board of Supervisors in accord with Section 2.1-344 of the Code of Virginia enter into an executive session at 9:02 P.M. to discuss legal matters. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

On a motion by Mr. Torrence seconded by Mr. Carwile, it was resolved the Board of Supervisors return to regular session at 9:33 P.M. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

On a motion by Mr. Torrence seconded by Mr. Carwile, the following resolution was adopted:

> WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and
>
> WHEREAS, Section 2.1-344-1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification motion applies, and (ii) only such public business matters as were identified in the motion convening the executive meeting were heard; discussed or considered by the Appomattox County Board of Supervisors.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Torrence made a motion seconded by Mr. Moore to enter an agreement with the VPI Extension Service to lease the old library building to the Extension Service for 24 months at $1200.00 per month. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Torrence made a motion seconded by Mrs. Beasley to enter an agreement with the Central Virginia Area Agency on Aging to lease approximately 500 square feet of office and storage space at the Community Center for 12 month commencing October 1, 1992 at $275.00 Per month. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice informed the Board he had received a bill for $5,798.00 from Community Services for FY92 fourth quarter payment which was inadvertently not paid. After discussion, Mrs. Beasley made a motion seconded by Mr. Moore to pay this bill from unappropriated surplus. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice asked the Board to consider selling the surplus 1977 Oldsmobile at the school auction October 3, 1992. After discussion, the Board by consensus authorized Mr. Rice to dispose of the car at the auction.

Mr. Rice informed the Board the Arts Council has furnished a copy of their budget and is asking for their grant money and the County's matching money totaling $2500.00. The Board by consensus authorized Mr. Rice to release this money.

Mr. Rice informed the Board Mr. Bobby Mitchell has asked to serve on the Governing Board of the Central Virginia Area Agency on Aging to replace Mr. Elliott who resigned at the end of his term (September 30, 1992). Mr. Carwile made a motion seconded by Mr. Moore to appoint Mr. Robert Mitchell to the Governing Board of the Central Virginia Area Agency on Aging to represent Appomattox County and who's term shall commence October 1, 1992. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice informed the Board the Railroad Festival's tri-chairman, Mrs. Cindy Ranson, has asked the County to donate $1500.00 and waive the entertainment permit fee. Mrs. Beasley made a motion seconded by Mr. Carwile to donate $1500.00 to the Appomattox Railroad Festival and waive the $25.00 entertainment fee. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice presented proposed Bylaws for the Recreation Advisory Committee. Mr. Jamerson suggested the Towns and the School Board appoint a representative from each instead of the Board of Supervisors appointing these members. After discussion, Mrs. Beasley made a motion seconded by Mr. Moore to adopt these Bylaws except that the representative from the Towns of Appomattox and Pamplin be appointed by the respective Town Councils and the representative from the School Board be appointed by the School Board:

APPOMATTOX COUNTY
RECREATION ADVISORY COMMITTEE
BYLAWS

PURPOSE/DUTIES

PURPOSE: The purpose of the Recreation Advisory Committee will be to advise the Recreation Director on providing recreational programs and classes for adults and their families in Appomattox County.

POLICIES AND DUTIES:

(A) To assist the director with special community projects and recreational programs as required.

(B) To advise director on establishing new and modifying existing recreational programs.

(C) To assist director in making recommendations to the Board of Supervisors concerning capital improvements and maintenance needs.

(D) To help maintain public awareness of recreation programs within the community.

MEMBERSHIP

MEMBERS: The Advisory Committee shall be composed of members appointed by the Appomattox County Board of Supervisors as follows: one member from each election district, one member from the Town of Appomattox, one member from the Town of Pamplin, and one member from the Appomattox County School Board.

ELIGIBILITY: All members shall be residents of Appomattox County.

TERMS OF OFFICE: Appointments shall be made for four (4) years and members may be reappointed. The School Board representative shall serve no longer than his/her term of office.

VACANCIES: All vacancies shall be filled by the Appomattox County Board of Supervisors.

MEETINGS

MEETINGS: The Recreation Advisory Committee will meet on a quarterly basis. Meetings will be held the first Thursday of January, April, July and October at 7 P.M. at the Appomattox County Community Center.

ATTENDANCE: If a member misses (3) consecutive meetings, he/she will be recommended for termination from membership. The recommendation shall then be sent to the Board of Supervisors with the request they appoint a replacement member to serve the remaining term.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Also, Mrs. Beasley nominated Mr. Raymond Mullins, Mr. Moore nominated Mrs. Cindy Thomas, Mr. Carwile nominated Mrs. Cheryl Ragland, Mr. Torrence nominated Mr. David Carson, and Mr. Jamerson nominated Mr. Fred Crowe to serve on the Committee.

Mrs. Beasley made a motion seconded by Mr. Moore to appoint the following member to the Recreation Advisory Board subject to each agreeing to serve:

Raymond Mullins - Falling River Election District
Cheryl Ragland - Wreck Island District
Cindy Thomas - Piney Mt. District
David Carson - Appomattox River District
Fred Crowe - Courthouse District

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice informed the Board of several resignation to the Youth Services Commission. After discussion, Mr. Torrence made a motion seconded by Mrs. Beasley to accept the resignation of Bill and Ella Lewis, Patty Myrick, and Sherry Davidson, appoint Messers. Roland Murphy and Wayne Simpson to the Appomattox Youth Services Commission, and appoint student representatives Susan Carson, Susan Hamilton, Christina Scruggs, Stephanie Thornton, Beth Drinkard, Christal Pankey, Karen Pankey, Jennifer Patterson, and Laura Rice. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice reminded the Board a replacement for the recently resigned Mr. James A. Smith for Economic Development activities should be considered. After considerable discussion, the Board by consensus asked Mr. Rice to talk to Mr. Blair Smith to see if he would be interested.

Mr. Rice presented a budget request from Mrs. Carolyn Lawson to transfer $200.00 from 8109-5501 to 8109-5804 so she can attend a training seminar at Virginia Baptist Hospital on "Beyond Self Esteem". Mr. Carwile made a motion seconded by Mrs. Beasley to approve this transfer. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice informed the Board of the Virginia Association of Counties Annual Meeting November 8 - 10, 1992. No Board members were interested in attending.

Mr. Jamerson informed the Board he had received a letter from John Purcell, a member of the Board of Supervisors from Louisa County asking for support to the VACO Board of Directors from Region IV. After discussion, Mr. Torrence made a motion seconded by Mr. Carwile to adopt a resolution supporting Mr. John Purcell for the VACO Board of Directors from Region IV. The resolution being:

A RESOLUTION IN SUPPORT OF JOHN J. PURCELL, JR. FOR THE REGION FOUR REPRESENTATIVE ON THE VIRGINIA ASSOCIATION OF COUNTIES BOARD OF DIRECTORS

WHEREAS, the Virginia Association of Counties has redistricted the Twelve Regions for the election of the twenty-two Virginia Association of Counties; and

WHEREAS, John J. Purcell, Jr., Chairman, Louisa County Board of Supervisors, has served six years on the Virginia Association of Counties Board of Directors representing Region Two; and

WHEREAS, Louisa County has been moved from Region Two to Region Four; and

WHEREAS, John J. Purcell, Jr. served all the counties within Region Two with distinction during his tenure on the Virginia Association of Counties Board of Directors; and

WHEREAS, John J. Purcell, Jr. is eligible to serve two more years on the Virginia Association of Counties Board of Directors.

NOW, THEREFORE BE IT RESOLVED by the Appomattox County Board of Supervisors on this the 14th day of September 1992, that the Board of Supervisors does hereby unanimously endorse and support John J. Purcell, Jr, for the Virginia Association of Counties Board of Directors representing Region Four.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice next informed the Board of a request from Mr. Nix, Animal Warden to attend a workshop. After discussion, Mr. Carwile made a motion seconded by Mrs. Beasley to approve the expenses for Mr. Nix to attend the Animal Control Workshop at VPI October 21 - 23, 1992. The total cost for registration, lodging, meals, and travel is estimated at $284.00. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr.

Moore, aye; Mr. Torrence, aye.

Mrs. Beasley informed the Board Mr. Martin, Director of Social Services, requests $980.00 to continue day care programs beyond November 30, 1992 and $1460.00 to pay for eight months room and board at Central Virginia Mental Health group home for a new client. After considerable discussion and several unanswered questions, the Board by consensus asked Mr. Martin to appear at the next Board meeting to discuss these requests.

Mr. Rice informed the Board Mr. Lawson, Commonwealth Attorney, has requested the County pay 1/2 his Bar dues or $92.50 which will be reimbursed to the County by the Compensation Board. Mr. Torrence made a motion seconded by Mr. Carwile to pay this from unappropriated surplus. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson noted Mr. James A. Smith has resigned from several economic development activities and feels the Board ought to thank him and recognize his efforts with a plaque. The Board by consensus directed Mr. Rice to obtain such a plaque.

Mr. Rice asked for a transfer of $1810.00 from unappropriated surplus to pay for a computer in the Commonwealth Attorney's office. This purchase has been approved and will be reimbursed by the Compensation Board. Mr. Carwile made a motion seconded by Mr. Moore to appropriate this money and pay the bill. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

The Board next considered the Comprehensive Services Act for At-Risk Youth. After considerable discussion, Mr. Torrence made a motion seconded by Mr. Moore to appoint the following members to the Community Policy and Management Team subject to each agreeing to serve:

Richard Martin representing the Social Services Depart.
Joyce Jamerson representing the Schools
Bob Bradner representing Court Services
Pat Beale representing Health Department
Beatrice Miller representing Mental Health
Carolyn Lawson representing Office on Youth
Kay Robertson representing parents
Nina Beasley representing the Board of Supervisors
Captain George Morris representing Law Enforcement
Gordon Rice as fiscal agent

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr Moore, aye; Mr. Torrence, aye.

Mr. Rice informed the Board of a complaint by Mrs. Pam Mays. Mrs. Mays complaines many from the Community Center are trespassing onto her property and requests the County erect a fence to prevent vandalism. After discussion and by consensus, the Board requested Mr. Carwile to ask the Community Center Board to consider Mrs. Mays request.

Mrs. Beasley made a motion seconded by Mr. Moore to adjourn to Monday September 21 at 7:00 P.M. at the Courthouse to review the ordinances.

Mayor Spiggle of the Town of Appomattox called the County Administrator September 18, 1992 and asked the County to share expenses for a luncheon for the Railroad Festival's parade Grand Marshall October 10, 1992. The estimated cost for the County's share was $250.00. The County Administrator polled the members of the Board of Supervisors by telephone September 18 and 19, 1992. The result of the poll was:

W. E. Jamerson, Courthouse Dist. - aye
Dennis W. Torrence, Appomattox River Dist. - aye
Frank H. Carwile, Wreck Island Dist. - aye
Nina B. Beasley, Falling River Dist. - nay
Russell H. Moore, Piney Mt. Dist. - abstain

September 14, 1992

Be it resolved by the Board of Supervisors of Appomattox County, Virginia, that the following supplemental appropriations be, and the same hereby are, made for the month of September, 1992 from the funds and for the functions or purposes indicated:

TOTAL: $22,298.00

1101 Board of Supervisors	4000.00
1213 Treasurer	5000.00
2109 Court Services Unit	1000.00
5202 Mental Health	5798.00
7109 Contributions	4000.00
8203 Soil Conservation	2500.00

Be it resolved by the Board of Supervisors of Appomattox County, Virginia, that the following appropriations be and the same hereby are, made for the month of September 1992, from the LANDFILL IMPROVEMENT SURPLUS FUND to the Landfill Improvement Fund Appropriations.

4205	12231.97

September 30, 1992

Be it resolved by the Board of Supervisors of Appomattox County, Virginia, that the following supplemental appropriations be, and the same hereby are, made for the month of September, 1992 from the funds and for the functions or purposes indicated:

TOTAL: $18904.00

1101 Board of Supervisors	3375.00
1302 Registrar	300.00
2107 Civil Process	31.00
2201 Commonwealth Attorney	3300.00
3103 Sheriff Town	600.00

3301	Jail	1108.00
4204	Refuse Disposal	3200.00
4302	General Properties	4800.00
7102	Recreation Department	690.00
7301	Library	1500.00

Be it resolved by the Board of Supervisors of Appomattox County, Virginia, that the following appropriations be, and the same are, made for the month of October 1992 from the funds and for the functions or purposes indicated:

GENERAL REVENUE FUND:

For the operation of the Department of Welfare to be transferred to the VIRGINIA PUBLIC ASSISTANCE FUND and expended by the Welfare Board.

50,000.00

For the operation of the General County agencies and services to be transferred to the GENERAL OPERATING FUND and expended only on order of the Board of Supervisors as follows:

01	General Government Administration		
	011	Legislative	
		1101 Board of Supervisors	4000.00
		1201 County Administrator	10500.00
	012	Legal Services	
		1209 Commissioner of Revenue	12000.00
		1213 Treasurer	12900.00
	013	Board of Elections	
		1301 Electoral Board/Officials	3200.00
		1302 Registrar	3000.00
02	Judicial Administration		
	021	Courts	
		2102 General District Court	150.00
		2105 J & D Relations Court	200.00
		2106 Clerk of Circuit Court	3000.00
		2107 Sheriff Serving Civil Papers	2100.00
		2109 Court Services Unit	200.00
	022	Commonwealth's Attorney	
		2201 Commonwealth's Attorney	4000.00
03	Public Safety		
	031	Law Enforcement and Traffic Control	
		3102 Sheriff	70000.00
		3103 Town Sheriff	8000.00
		3104 Sheriff Drug Prevention	8000.00
		3106 CADRE	400.00
	033	Corrections and Detention	
		3301 Jail Operation	7000.00
	034	Inspections	
		3401 Buildings	4300.00

	035	Other Protection	
		3501 Animal Control	2300.00
	042	Sanitation and Waste Removal	
		4203 Refuse Collection	3100.00
		4204 Refuse Disposal	17000.00
	043	Maintenance General Buildings & Grounds	
		4302 General Properties	6000.00
	053	Welfare/Social Services	
		5301 Welfare	5000.00
		5309 Rental Assistance	1082.48
07	Parks, Recreation & Cultural		
	071	Parks & Recreation	
		7102 Recreation Department	3800.00
	073	Library	
		7301 County Library	6500.00
08	Community Development		
	081	Planning & Community Development	
		8108 Community Center	800.00
		8109 Office on Youth	3000.00
		8110 Crime Prevention	2850.00
	083	Community Development	
		8303 Community Development	300.00

TOTAL APPROPRIATIONS TO GENERAL OPERATING FUND 204682.48

To the operation of Public Schools to be transferred to SCHOOL OPERATING FUND and expended only on order of the School Board.

Education

061 Administration of Schools 804,000.00

TOTAL APPROPRIATIONS TO SCHOOL OPERATING FUND 804000.00

TOTAL APPROPRIATIONS TO GENERAL REVENUE FUND 1058682.48

Chairman

A recessed meeting of the Appomattox County Board of Supervisors was called to order by Vice Chairman Torrence in the Courthouse, Appomattox, Virginia at 7:00 P.M. September 24, 1992.

Present:

Dennis Torrence, Vice Chairman, Appomattox River Dist.
Nina Beasley, Falling River District
Frank Carwile, Wreck Island District

Russell Moore, Piney Mt. District
Thomas W. Lawson, County Attorney
Gordon L. Rice, County Administrator

Absent:
W. E. Jamerson, Chairman, Courthouse District

Mr. Torrence, presiding, first called Mr. Martin, Director of Social Services. Mr. Martin asked for an additional $980.00 to supplement and extend the Day Care Program for "At-Risk" families. This money will be used as the local 10% share of this program. Therefore, the State and Federal governments will provide 90% or $8,796.00 for a total program increase of $9,773.00. Mr. Martin maintains that by helping provide day care for these families the parents can continue working and remain off the welfare rolls. Mr. Martin also pointed out Appomattox County's Social Services Department is ranked near the top within the State regarding participation in this program. After some discussion, Mr. Carwile made a motion seconded by Mrs. Beasley to appropriate from unappropriated surplus $980.00 as the local match to extend the Day Care Program for "At-Rick" families. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye.

Mr. Torrence thanked and excused Mr. Martin and next informed the Board Mr. Mays, Commissioner of Revenue, is asking for approximately $1,034.00 so he and two (2) of his deputies can attend a conference. After some discussion Mr. Carwile made a motion seconded by Mr. Moore to approve expenses not to exceed $1,034.00 for Mr. Mays and two (2) of his deputies while attending the Annual Meeting of the Commissioners of Revenue Association in Fairfax, Virginia October 25, 26, 27, and 28, 1992. The expenses are to include registration, two (2) motel rooms at $66.50 each per night for three nights, $125.00 for food, and $96.00 for mileage and the Compensation Board is to reimburse the County $360.00 ($180.00 for each of two (2) people) plus mileage at $0.24 per mile. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye.

Next Mr. Torrence informed the Board the Lynchburg City Council has invited members of the Board of Supervisors to a dinner meeting "Dutch Treat" in late October. Date, time, and location have yet to be determined. Several expressed a desire to attend and the Board by consensus instructed the clerk to so notify City Officials.

Mr. Torrence next informed the Board Stonewall Vineyards has applied for a musical or Entertainment Festival permit and asks the Board to waive the bonding requirement. It was pointed out this waiver had been issued in prior years. Mr. Carwile made a motion seconded by Mrs. Beasley to waive the Bond requirements for Stonewall Vineyards' Musical or Entertainment Festival permit application for October 17, 1992. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye.

Mr. Rice next informed the Board he had asked Mr. Blair Smith to accept an appointment to Region 2000 representing Appomattox County and that Mr. Smith had declined. Several other potential candidates were discussed and the Board by consensus directed Mr. Rice to talk to a few to see if any were interested.

Mr. Torrence next asked the Board to reconsider their decision made at the September 14, 1992 meeting regarding use of the Recreation Center by non profit and civic groups. A considerable discussion followed. Mr. Carwile felt exemption for select groups would be discriminatory and very difficult to administrator. Mr. Carwile also reminded the Board, the Community Center Board has recently reviewed the policy of the Center's use and recommended the fee structure remain and be administered uniformly to all. After further discussion, Mr. Carwile invited the Youth Association to the next Community Center Board meeting the first Wednesday of October to further discuss their concerns.

Mr. Rice then informed the Board the next Roundtable Discussion on Landfills had been set for 10:00 A.M. October 22, 1992 in Buckingham and asked if the Appomattox Board would like to discuss the host landfill issue with Charlotte, Nelson, and Buckingham Counties one (1) hour earlier if such a meeting could be arranged. After discussion, Mr. Carwile made a motion seconded by Mrs. Beasley to set the meeting if possible with only Charlotte, Nelson, Buckingham and Appomattox Counties at 9:00 A.M. October 22, 1992. Vote: Mr. Torrence, nay; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye.

The Board next considered the request from Mr. Charlie Peterson to attend the SWANA annual conference November 4 and 5, 1992. After discussion Mr. Carwile made a motion seconded by Mr. Moore to approve Mr. Peterson's expenses to attend this conference. The expenses are to include only registration and not lodging since the conference is to be in Lynchburg, a commutable distance. Vote: Mr. Torrence, aye; Mrs. Beasley, abstain; Mr. Carwile, aye; Mr. Moore, aye.

Several supplemental appropriation's were next considered by the Board. After some discussion, Mrs. Beasley made a motion seconded by Mr. Carwile to appropriate $126.00 for extra postage and $54.00 for travel expenses to an educational seminar for the Registrar. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye.

Mr. Carwile made a motion seconded by Mr. Moore to appropriate $132.69 to pay the Sheriff Association for the Sheriff's expenses to attend a convention. The Compensation Board is to reimburse the County for this expense. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye.

Mr. Carwile made a motion seconded by Mr. Moore to appropriate a total of $1563.00 as the County's share of the cost for the background effluent tests at the sewer treatment plant required by the Water Control Board before the Town is permitted to accept leachate for treatment from the landfill. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye.

Mrs. Beasley made a motion seconded by Mr. Moore to appropriate $1920.00 to pay for the advertisement of delinquent tax papers. This money will be collected by the Treasurer as an expense for collecting taxes. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye.

Mr. Carwile made a motion seconded by Mr. Moore to appropriate $576.10 for dog tags. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye.

The Board next considered several line item transfers. After review and discussion Mrs. Beasley made a motion seconded by Mr. Carwile to approve the following line item transfers:

$ 120.00 from 4302-5407 to 4302-5203
1300.00 from 1101-3007 to 8111-3007
200.00 from 8108-5407 to 8108-3005
50.00 from 3501-5409 to 3501-5410

Mr. Rice informed the Board of two (2) recent letters from the Landfill Engineers. A lengthy discussion followed. By consensus the Board directed Mr. Rice to contact Hurt and Proffitt by letter and telephone and ask them to continue with the plans as fast as possible.

The Board next considered the policy regarding County employees soliciting private funds for improvements to County facilities and/or programs and agreed by consensus that any such action should have prior Board approval. The Board directed Mr. Rice to so inform County employees.

The Board next discussed the definition of retirees as it applies to the extended medical coverage. It was decided by consensus that defeated Board members were not a retiree and therefore not eligible for coverage beyond COBRA. It was also decided Mrs. Ford, the recently retired Registrar, was eligible for coverage until she reaches 65 years of age.

The status of the Industrial Development Authority was discussed at length. Mr. Rice reported there was some confusion about who was on the Authority and explained its intent. After reviewing the minutes of several ancient Board meetings, it was decided by consensus to continue the Authority with the following members:

Doris Nash
Floyd Williams
Bruce Cowan
Ben Marshall
Herbert Fleshman
Sonny Tolley
Jean LeGrand

At 10:27 P.M. Mrs. Beasley made a motion seconded by Mr.

Moore to adjourn. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye.

Vice Chairman

The regularly scheduled monthly meeting of the Appomattox County Board of Supervisors was held in the Board's Meeting Room, Courthouse Square, Appomattox, Virginia, Monday October 19, 1992 at 7:00 P.M.

Present:
W. E. Jamerson, Chairman, Courthouse District
Dennis Torrence, Vice Chairman, Appomattox River Dist.
Frank Carwile, Wreck Island District
Russell Moore, Piney Mountain District
Nina Beasley, Falling River District
Gordon L. Rice, County Administrator

Mr. Jamerson, presiding, called the meeting to order at 7:00 P.M. The invocation was given by Supervisor Carwile.

Minutes for the joint meeting and public hearing of September 8, 1992 and for the regularly scheduled monthly meeting of September 14, 1992 were presented for approval, copies having been transmitted to members of the Board prior to the meeting.

On a motion by Mr. Carwile seconded by Mrs. Beasley it was resolved to dispense with the reading of the minutes. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson asked if Mr. Lawson had drawn the deeds for the transfer of the ballpark from the Town of Appomattox to the County and to transfer the well lot and utility easements at the Community Center from the County to the Town of Appomattox. Mr. Rice replied Mr. Lawson was still waiting for the plats from the Town's Engineer.

Mr. Jamerson asked if there were other questions, comments and/or corrections to the minutes. Hearing none, Mr. Carwile made a motion seconded by Mr. Moore to approve the minutes of the public hearing and joint meeting of September 8, 1992 and the meeting of September 14, 1992. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Torrence made a motion seconded by Mrs. Beasley to adjourn and move the meeting to the Courthouse because of the nature of the agenda and because the Courthouse could seat more spectators, some of which were standing for lack of seating in the Board room. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

The meeting was reconvened and called to order in the Courthouse by Mr. Jamerson at 7:19 P.M.

Mr. Jamerson called Ms. Sandra Lindsey, Resident Engineer, Virginia Department of Transportation. Ms. Lindsey reported Mr. W. T. Ramey, acting Lynchburg District Engineer, had written the State Traffic Engineer asking for a variance to regulations to allow a directional sign to be installed on the highway right-of-way at the Community Center's entrance on Route 460 east of the Town of Appomattox.

Mr. Jamerson asked if there were questions or comments from Board members regarding highway matters. Mr. Carwile thanked Ms. Lindsey for her replies and response to concerns expressed at the September 14, 1992 meeting . Mr. Carwile also mentioned he had recently had yet another flat tire caused by the sharp gravel being used by VDOT and asked if anything had been resolved since the last meeting. Ms. Lindsey reported the VDOT materials engineers had determined the gravel being used conforms to the specifications, but because of its nature, was fracturing into sharp elongated shapes. To remedy this, Ms. Lindsey said the quarry was speeding up their crusher trying to get a squarer gravel and VDOT had just received the first of the newer gravel for trial. Ms. Lindsey continued by advising anyone who had received flat tires to call the area superintendent, Donald Pulliam, at the Appomattox Headquarters and report the specific location where the flat had occurred. Ms. Lindsey said the quarry had paid to have some tires fixed and that she had reported some of the more obvious cases to Richmond asking for reparation.

Mr. Carwile next pointed out the new Right-of-Way fence at Route 460 next to Pam Mays' home appears to terminate just east of her property. Mr. Carwile wondered if the fence was to continue in front of Mrs. Mays' house to protected the steep cut slope in front of the house similar to that being done on Route 26. Ms. Lindsey replied the fence was being erected on those portions of roadway where access was being restricted and that she would check the plans to determine the extent of fencing at the Mays'.

Mr. Torrence asked Ms. Lindsey if the required Right-of-Way for the proposed Route 678 improvement in Pamplin had been staked. Ms. Lindsey replied she understood it had been staked. Also, Ms. Lindsey informed Mr. Torrence he should contact Mr. Don Austin, Assistant Resident Engineer, to make arrangements for a meeting with the property owners involved.

Mr. Jamerson asked if there were any further questions. Hearing none, he thanked and excused Mrs. Lindsey.

Mr. Jamerson next called Mr. Charlie Peterson, the Landfill Supervisor. Mr. Peterson reported he had two (2) matters to discuss with the Board regarding equipment - buying a wood chipper in partnership with the Town of Appomattox and repairs to the model 963 endloader. Mr. Peterson asked these matters be deferred to another meeting considering the lengthy agenda for this meeting and because they will require considerable time including a video presentation. Since these were not pressing matters, the Board agreed to the postponement and to meet again November 4, 1992 at 5:00 P.M. to discuss with Mr. Peterson the equipment needs at the Landfill.

Mr. Peterson, then reported 822 tons of refuse were received at the Landfill during September which was a decrease from the 905 tons received during August. This equates to an average daily volume of 42 tons in August compared to 37 tons in September. 48 tons were recycled, gate billings were $13,096.00, and 624 c.y. of brush was received during September.

Mr. Torrence noted two (2) recent articles in the Appomattox Times referred to monthly budgets of $60,185.00 for collection and $240,311.00 for disposal and that these were actually annual budget figures.

Mr. Peterson continued by informing the Board the State Landfill Inspector, Mr. Timmons, visited the Landfill October 7, 1992. Mr. Timmons assured Mr. Peterson the landfill operation was in compliance with regulations except at the leachate collection tank where underground storm water was discharging. The discharge here was "orangish in color" and Mr. Timmons asked Mr. Peterson to continue to monitor the discharge.

Mr. Peterson then reported the refuse collection bins at the landfill entrance had been moved across the road for safety purposes.

Mr. Carwile asked if any #40 gravel had been spread at the Evergreen transfer site at Route 633. He had received a complaint they were being used and that the gravel was too large for a smooth surface treatment. Mr. Peterson informed Mr. Carwile the #40 gravel was placed as a base and that it would soon be "choked" with #57 gravel which will smooth the surface.

Mr. Jamerson asked if there were any further question. Hearing none, Mr. Jamerson informed Mr. Peterson he would be notified later when the Board would meet again to discuss the equipment needs at the Landfill.

Mr. Jamerson then called Dr. Thomas, Superintendent of Schools. Dr. Thomas asked for three (3) appropriations - $20,709.00 for construction expenses at the primary and high schools which will be reimbursed from the Literary Loan Money, $55,263.27 for the Textbook Rental Fund, and $865,000.00 for operations during November. A motion was made by Mr. Torrence seconded by Mrs. Beasley to approve an appropriation for the Schools totaling $940,972.29. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Dr. Thomas then distributed a report showing current attendance at all County Schools totals 2,276 students and noted the number of students enrolled has decreased slightly compared to last year's attendance of 2,294 students. Mr. Jamerson asked if there were any questions for Dr. Thomas. Mr. Carwile asked if Dr. Thomas could explain the decreased enrollment. Dr. Thomas replied their was no apparent abnormal reason for the decreased enrollment. Mr. Jamerson asked if there were other questions. Hearing none, Mr. Jamerson thanked and excused Dr. Thomas and called Mr. Jeff Crate of Draper Aden to present and discuss the draft Engineering Report on the feasibility of a regional landfill for Buckingham, Nelson, and Appomattox County.

Mr. Crate accompanied by Mrs. Lyn Corey presented an executive summary of the report and reviewed some of the important findings. The Summary compared the relative costs of each of the three (3) Counties to operate separate and individual landfills, for the Counties to develop and operate a regional landfill, and for each County to use a private landfill in Amelia either with individual or regional transfer site(s).

Mr. Jamerson next called Mr. Bill Sperry from Chamber's Inc. Mr. Sperry accompanied by Ms. Susan Ehrhart explained the construction status of Chamber's landfill in Amelia. Their Landfill site consists of over 1000 acres and has a capacity to dispose of 43,000,000 c.y. of waste. Mr. Sperry continued by explaining the design features of the landfill. The first cell of 12 acres is scheduled to be completed and operational by January or February of 1993. Ms. Ehrhart further explained the gate fee would be in the range of $28.00-$30.00 per ton and transportation cost from Appomattox to Amelia would be approximately $8. to $9. per ton. Also, Chambers would be willing to enter in a 20 year contract with costs tied to the consumer price index or some other mutually agreed to index. After considerable discussion and several questions, Mr. Jamerson thanked and excused Mr. Sperry and Ms. Ehrhart and called Mr. Buddy Conner.

Mr. Conner spoke reminding the Board EPA requirements were often traumatic and expensive and, therefore, he opposed a regional landfill in Appomattox County.

Mr. Jamerson next called Mr. Franklin Vaughan. Mr. Vaughan said that since he had "served on the Board for 12 years he had a better understanding of the feeling of the citizens of Appomattox County than the current Board members". Mr. Vaughan continued by pointing out that in 1990 Appomattox County joined 11 other jurisdictions for a regional landfill study and that he was surprised to learn the current Board was again revisiting this concept. Mr. Vaughan also reminded the Board that in 1988 about 4800 citizens signed a petition opposing a private landfill in Appomattox County accepting waste generated outside the County boundaries. Mr. Vaughan concluded by stating he opposed a regional or private landfill in Appomattox County. He urged the Board to "follow King Solomons example and ask for God's wisdom in discerning that which is good or bad and ask for God's wisdom to do justice for the citizens of Appomattox County".

Mr. Jamerson next called Mr. John Notestein. Mr. Notestein stated that "when he had asked for a private landfill it was approved" and that he proceeded with his plans based on this assurance from the Chairman of the Board of Supervisors. To date, Mr. Notestein estimated he had spent about $100,000.00 for naught. Mr. Notestein concluded by informing the Board that the $2 million bond would not finance the landfill and he felt the actual cost would be closer to $30 million.

Mr. Jamerson next called Messers. Bill Hunter and William Hix from the Robert E. Lee Soil and Water Conservation District. Mr. Hunter commenced by stating he represented soil and water natural resources upon which everyone was dependent. Mr. Hunter continued by reviewing the recent problems dealing with conserving these natural resources. Specifically, Mr. Hunter informed the Board of three (3) watershed dams constructed in the 1950's for which Robert E. Lee Soil and Water Conservation District has assumed the maintenance responsibilities. Mr. Hunter explained these requirements and the costs associated and asked the Board to increase their donation to the Conservation District by $1000.00 to help finance the maintenance at these dams. After a discussion, Mr. Torrence made a motion seconded by Mrs. Beasley to appropriate an additional $1,000.00 donation for the Robert E. Lee Soil and Water Conservation District. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson then called Mr. Raymond Mullins. Mr. Mullins explained he felt non profit groups should not have to pay a fee to use the Community Center. Mr. Jamerson stated he would like to reconsider the issue in hopes of reaching a more amiable policy. Mr. Carwile stated the Youth Association had been using the Center as their office and for storage and that he felt a $10.00 charge to use the facilities was not a burden for anyone. Mr. Carwile reminded Mr. Mullins he had agreed that a fair and uniformly applied policy would be the best solution. Mrs. Beasley said there were many worthy organizations using the Community Center that could not afford to pay a user's fee no matter how minimal. Mr. Torrence made a motion seconded by Mr. Moore that the Board continue to operate as it has in the past until the Board had an opportunity to reconsider the policy in detail. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson then called Mr. Horace Coleman. Mr. Coleman was accompanied by Mrs. Virginia Babcock. Mr. Coleman and Mrs. Babcock asked the Board to appoint the Chairman of the Appomattox Long Term Care Committee to the Board of Directors of the Central Virginia Area Agency on Aging. Mr. Moore reminded Mr. Coleman that Appomattox currently has its allotted two (2) members on the Board of the Agency on Aging and that to seat another would require a revision to the bylaws of the Agency on Aging. After discussion, Mr. Carwile made a motion seconded by Mrs. Beasley to ask the Agency on

Aging to seat the Chairman of Appomattox Long Term Care Committee on its Board of Directors. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next asked Mr. Jon Montgomery from the audience, Superintendent of the Appomattox National Historic Park, to explain the notice from the Attorney General to cede concurrent jurisdiction at the Park. Mr. Montgomery explained this had been considered first in 1988 and that concurrent jurisdiction would permit State and local law enforcement officers to enforce each other's laws. Mr. Lawson concurred with Mr. Montgomery's assessment and informed the Board he had in 1988 checked with the State Police and the Sheriff's Department and that both had agreed the cessation was in everyone's best interest.

Mr. Carwile made a motion seconded by Mr. Moore to take no exceptions to the State ceding jurisdiction over the Appomattox National Historical Park. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice informed the Board the County had received the FY92-93 contract for the State Health Department's Services and that he and Mr. Lawson had reviewed the Contract and took no exceptions. Mr. Rice reminded the Board they had previously been furnished a copy of the Contract for review. Mr. Carwile made a motion seconded by Mrs. Beasley to accept and execute the FY92-93 Health Department contract at a cost to the County of $71,871.00. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice next reviewed the FY92 audit findings and pointed out the auditors recommended the County establish Central Purchasing and purchasing procedures compliant to statue. After discussion, Mr. Torrence made a motion seconded by Mr. Moore to reply to the recommendation of the auditors that the Board of Supervisors are considering establishing central purchasing. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice furnished the Board a quarterly expenditure report comparing first quarter expenses to budgeted amounts. After discussion, Mrs. Beasley made a motion seconded by Mr. Moore to furnish the list of the first quarter expenditures to the newspapers and asked it be published as a public service. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice next furnished the Board a recommendation from the Community Center Board on rental fee refunds. Mr. Carwile explained the Community Center's position. Mr. Torrence made a motion seconded by Mrs. Beasley to adopt the following policy:

> Payment of rental fees for use of facilities at the Appomattox County Community Center must be received

seven (7) days prior to the scheduled event and no rental fees will be refunded within seven (7) days of the scheduled event.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Carwile suggested and the Board agreed by consensus this policy be published on the application.

Mr. Rice informed the Board that in order to vote for Mr. John Purcell, Jr. for Virginia Association of Counties' Board of Directors, a proxy must be filed since no one from the County will be at the annual meeting. Mrs. Beasley made a motion seconded by Mr. Moore to file a proxy vote for Mr. John Purcell, Jr. for the VACO Board of Directors. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice informed the Board Mr. Barry Sauls has examined the boxwoods in front of the Courthouse and feels they have grown too large for the root system to support. Mr. Sauls suggests they be cut back or removed and replaced with smaller bushes. After discussing the situation, Mr. Carwile made a motion seconded by Mrs. Beasley to ask Mr. Sauls and his high school horticulture class to help replace the boxwood bushes the costs of the trees are to be borned by the County. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice next informed the Board the County had received the long awaited "Establishment Guidelines" from the State for the Disabilities Services Board. After discussing the requirements, Mr. Torrence made a motion seconded by Mr. Moore to participate in establishing a regional Disabilities Services Board with the other jurisdictions from the Central Virginia Planning District in accord with the following draft resolution:

RESOLUTION OF THE CENTRAL VIRGINIA PLANNING DISTRICT COMMISSION

ESTABLISHMENT OF A DISABILITY SERVICES BOARD

At a regularly scheduled meeting of the Central Virginia Planning District Commission held on the 12th day of November, nineteen hundred and ninety-two there were ______ of the nineteen Commissioners present.

WHEREAS, Section 51.5-47 of the Code of Virginia provides for the establishment of a Disability Services Board;

WHEREAS, it is the desire of the Central Virginia Planning District Commission to establish a Board, with the intent of implementing the provisions of Section 51.5-47 of the Code of Virginia now therefore,

BE IT RESOLVED that there be established by the Central Virginia Planning District Commission, a Disability

Services Board to be composed of a maximum of thirteen members.

Initially, two members from each jurisdiction shall be appointed. Of these twelve members, they will consist of one local staff member and one handicapped member; physical, hearing or visual. The thirteenth member will be a Central Virginia Planning District Commission staff person.
One third of the members for a period of three years from November 1, 1992. (Appomattox, Amherst, Bedford County, Campbell County, CVPDC)

One third of the members for a period of two years from November 1, 1992. (Bedford City, Lynchburg City, Campbell County, Appomattox County)

One third of the members for a period of one year from November 1, 1992. (Amherst, Bedford City, Bedford County, Lynchburg City)

The term of each member of the Board after initial staggered terms shall be for three years, except that vacancies shall be filled for the balance of an unexpired term.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

The Board next considered two (2) requests to attend conferences and a request to pay for police training. After discussion Mr. Torrence made a motion seconded by Mr. Moore to pay $326.00 expenses for Bill Caldwell to attend the annual Virginia Building and Code Officials Association Conference in Hampton November 15-17, 1992; to pay $370.00 expenses for Brian Armontrout to attend the Virginia Library Association Conference in Richmond November 12-14, 1992; and to pay $2684.00 training expenses for twenty-two police officers in FY93. The $2,684.00 is to come from unappropriated surplus. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice next informed the Board of seven (7) employees that have elected to sign up for BC/BS medical insurance coverage through the County's group policy. This will cost $7,875.00.

The Board next considered Mrs. Beasley's reappointment to the Community Services Board. Her current term expires December 31, 1992 and the length of the new term will be for three (3) years. Mr. Carwile made a motion seconded by Mr. Moore to appoint Mrs. Beasley to the Central Virginia Community Services' Board for a term of three (3) years effective January 1, 1993 to December 31, 1995. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice informed the Board he had received a request from the Appomattox County Rescue Squad for FY93 funding of $10,000.00. The Rescue Squad furnished a copy of last year's expenditures totaling $61,000.00. After discussion, Mr. Jamerson and Mr. Carwile asked Mr. Rice to furnish the Board a history of the funding level for the Rescue Squad.

Mr. Carwile informed the Board the Community Center Board is continuing to seek solutions to Mrs. Mays complaints as a neighbor to the Community Center. Also, Mr. Carwile informed the Board he had asked permission of Mr. Lewis McDearmon, Jr. to install the Community Center's sign on his property adjacent to the entrance to the Community Center.

Finally Mr. Carwile informed the Board the Community Center Board has reviewed the request from the Social Service Board to add a cased opening to the food storage area and recommends it be installed. Mr. Carwile made a motion seconded by Mrs. Beasley to authorize the County's Maintenance Department to install an opening to the food service area at the Community Center as requested by the Social Services Department. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr, Moore, aye; Mr. Torrence, aye.

After discussing possible meeting dates, Mr. Jamerson set a meeting for November 4, 1992 at 5:00 P.M. to discuss equipment needs at the Landfill and November 5, 1992 at 7:00 P.M. for a work session on the County Ordinances' update.

Mr. Torrence made a motion at 9:56 P.M. to adjourn until 5:00 P.M. October 20, 1992.

October 22, 1992

Be it resolved by the Board of Supervisors of Appomattox County, Virginia, that the following appropriations be, and the same hereby are, made for the month of October, 1992 from the funds and for the functions or purposes indicated:

TOTAL: $55263.27

School textbook rental fund appropriation	55263.27

October 22, 1992

Be it resolved by the Board of Supervisors of Appomattox County, Virginia, that the following appropriations be, and the same hereby are, made for the month of October, 1992 from the funds and for the functions or purposes indicated:

TOTAL: $20709.00

Construction at APS and ACHS	20709.00

October 23, 1992

Be it resolved by the Board of Supervisors of Appomattox County, Virginia, that the following supplemental appropriations be, and the same hereby are, made for the month of October, 1992 from the funds and for the functions or purposes indicated:

TOTAL: $55689.65

1101 Board of Supervisors	775.00
1206 Auditors	7000.00
2109 Court Services Unit	175.00
3202 Fire Department	9750.00
3204 Forestry Services	7123.65
4203 Refuse Collection	8300.00
5202 Mental Health	5968.00
7109 Contributions	1815.00
7301 Library	3850.00
8101 Planning	698.00
8106 Chamber of Commerce	10000.00
8111 Board of Zoning Appeals	200.00
8303 Community Development	35.00

October 29, 1992

Be it resolved by the Board of Supervisors of Appomattox County, Virginia, that the following supplemental appropriations be, and the same hereby are, made for the month of October, 1992 from the funds and for the functions or purposes indicated:

TOTAL: $8523.00

1101 Board of Supervisors	55.00
2201 Commonwealth Attorney	818.00
4203 Refuse Collection	1800.00
4204 Refuse Disposal	3350.00
4302 General Properties	1100.00
7301 Library	1400.00

Be it resolved by the Board of Supervisors of Appomattox County, Virginia, that the following appropriations be, and the same hereby are, made for the month of November 1992 from the funds and for the functions or purposes indicated:

GENERAL REVENUE FUND:

For the operation of the Department of Welfare to be transferred to the VIRGINIA PUBLIC ASSISTANCE FUND and expended by the Welfare Board.

50,000.00

For the operation of the General County agencies and services to be transferred to the GENERAL OPERATING FUND and expended only on order of the Board of Supervisors as follows:

01 General Government Administration
    011 Legislative

1101 Board of Supervisors	4000.00
1201 County Administrator	10500.00

    012 Legal Services

		1209 Commissioner of Revenue	12500.00
		1213 Treasurer	12900.00
	013	Board of Elections	
		1301 Electoral Board and Officials	6000.00
		1302 Registrar	3000.00
02		Judicial Administration	
	021	Courts	
		2102 General District Court	200.00
		2105 J & D Relations Court	200.00
		2106 Clerk of Circuit Court	3000.00
		2107 Sheriff Serving Civil Papers	2100.00
		2109 Court Services Unit	200.00
	022	Commonwealth's Attorney	
		2201 Commonwealth's Attorney	4000.00
03		Public Safety	
	031	Law Enforcement and Traffic Control	
		3102 Sheriff	70000.00
		3103 Town Sheriff	8000.00
		3104 Drug Grant	6000.00
		3106 CADRE	400.00
		3108 Crime Prevention	2850.00
	033	Corrections and Detention	
		3301 Jail Operation	7000.00
	034	Inspections	
		3401 Building	4300.00
	035	Other Protection	
		3501 Animal Control	2300.00
	042	Sanitation and Waste Removal	
		4203 Refuse Collection	3100.00
		4204 Refuse Disposal	17000.00
	043	Maintenance General Building & Grounds	
		4302 General Properties	6000.00
05		Health	
	051	Health	
		5101 Local Health Department	35935.50
	053	Welfare/Social Services	
		5301 Salaries Welfare Board	5000.00
		5309 Housing Assistance	1063.02
07		Parks, Recreational & Cultural	
	071	Parks & Recreation	
		7102 Recreational Department	3800.00
		7104 Community Building Center	900.00
	073	Library	
		7301 County Library	6500.00

7205 Office on Youth 3000.00

08 Community Development
083 Community Development
8303 Community Development 300.00

TOTAL APPROPRIATIONS TO GENERAL OPERATING FUND 243048.52

To the operation of Public Schools to be transferred to SCHOOL OPERATING FUND and expended only on order of the School Board.

Education
061 Administration of Schools 865000.00

TOTAL APPROPRIATIONS TO SCHOOL OPERATING FUND 865000.00

TOTAL APPROPRIATIONS TO GENERAL REVENUE FUND 1158048.52

Chairman

The joint meeting and public hearing of the Appomattox County Planning Commission, the Appomattox County Boar of Supervisors, and the Appomattox County Board of Zoning Appeals was held October 22, 1992 in the Courthouse, Courthouse Square, Appomattox, Virginia,

Present Board of Supervisors):
W. E. Jamerson, Chairman, Courthouse District
Nina Beasley, Falling River District
Frank Carwile, Wreck Island District
Russell Moore, Piney Mt. District
Gordon L. Rice, County Administrator

Absent (Board of Supervisors):
Dennis Torrence, Vice Chairman, Appomattox River Dist.

Present (Planning Commission):
C. A. Moore
Wayne Lewis
R. W. Mitchell
Calvin Tanner
Russell Moore
Bill Caldwell, Clerk

Absent (Planning Commission):
David Bailey
Al Sears
Charles Smith
Henry Pack
Phillip Mobley

Present (Board of Zoning Appeals):
William Turner

Absent (Board of Zoning Appeals):
Sharon Bonaventura
Bruce Drinkard
Jessee Hancock
Matt Lair

The Public Hearing having been duly advertised was called to order at 7:30 P.M. by W. E. "Bill" Jamerson, presiding. Mr. Jamerson stated the purpose of the hearing and explained the procedure to be followed.

Mr. Jamerson noted there was not a quorum of the Planning Commission or the Board of Zoning Appeals present and asked if there were any objections to proceeding under these circumstances. Hearing no objections, Mr. Jamerson asked Mr. Bill Caldwell, Clerk of the Planning Commission, to read the first petition to be considered. Mr. Caldwell read application 92-175 of Jeffrey T. Carwile. Mr. Carwile asks to rezone from R1 to R2 the Route 644 Subdivision located in the southeastern quadrant of the intersection of Routes 694 and Route 644. Mr. Carwile desires mobile home be permitted on the five (5) lots of the subdivision.

Mr. Jamerson asked to hear from the petitioner. Mr. Carwile spoke pointing out the minimum lot size was one (1) acre and that he would like to be permitted to install mobile homes on these lots. Mr. Carwile continued by noting there are currently four (4) single lot mobile homes installed on property adjacent to his subdivision and a fifth (5th) double wide mobile home is being planned in the vicinity. Further, Mr. Carwile maintained the housing in the area was predominantly mobile homes, therefore, to rezone his subdivision to R-2 would not degrade the area.

Mr. Jamerson next asked to hear from those in favor or opposed to the petition. There being no response, Mr. Jamerson asked Mr. Caldwell to read the next petition to be considered.

Mr. Caldwell read petition 92-176 of Mr. Amon E. Workman. Mr. Workman asks for a variance to paragraph 904 of the Appomattox County Zoning Ordinance regarding front yard "set back". The property is located on Route 626 between Route 617 and Route 651 and is zoned A-1. Mr. Workman proposes an addition to the front of his home. The addition will reduce the set back from the centerline of Route 626 to approximately 62′. Paragraph 904 of the Zoning Ordinance requires 75′ front yard set back measured from the centerline of the highway. Mr. Jamerson asked to hear from the petitioner. Hearing no response, Mr. Jamerson asked to hear from anyone opposed or in favor of the petition. Hearing no response, Mr. Jamerson asked Mr. Caldwell to read the next petition to be considered.

Mr. Caldwell read petition 92-177 of Mr. James Moore, Jr.

Mr. Moore asks for a variance to paragraph 801.02-9 of the Appomattox County Zoning Ordinance regarding side yard set back. Mr. Moore's property is zoned A-1 and is located on Route 626 between Route 24 and Route 692. Mr. Moore proposes to build a horse barn 75' from the property line. The Zoning Ordinance requires a 200' set back from adjacent property lines for structures containing livestock.

Mr. Jamerson asked to hear from the petitioner. Mr. Mike Roses responded saying he was the son of Mr. & Mrs. Moore and was speaking on their behalf. Mr. Roses pointed out the lot was only 412' wide at its widest point at the road and tapered to 250' wide at the rear of the lot some 1550 to 1604 deep. This made it impossible to build the horse barn with 200' set backs on each side.

Mr. Jamerson next asked to hear from those in favor of or opposed to the variance. Mr. Rice asked to speak. He related that Mrs. Clyde Marie Wright, the adjacent property owner closest to the proposed barn, had reviewed the petition and informed Mr. Rice she did not object to the variance. Mr. Roses noted he and his wife owned the property on the other side of Mr. Moore's lot and they also did not object to the variance request.

Mr. Jamerson asked for any other comments. Hearing no response, Mr. Jamerson asked Mr. Caldwell to read the next and last petition to be considered.

Mr. Caldwell read petition 92-178 of Elizabeth C. Phelps. Mrs. Phelps is seeking a Conditional Zoning Permit to allow installation of a mobile home on their 0.62 acre lot on Route 656 between Routes 657 and 706. The property is zoned R-1 and has been improved by the Phelps' residence. A mobile home had been installed on the lot prior to enactment of the Zoning Ordinance and remained after as a nonconforming use. The mobile home was removed in December of 1989 and not replaced.

Mr. Jamerson asked to hear from the petitioner. Mrs. Phelps spoke noting the lot consisted of separate wells and septic tanks and that the proposed mobile home was for the use of a relative. Mrs. Phelps said she had no intentions of selling the lot.

Mr. Jamerson asked to hear from those opposing or in favor of this petition. Mr. Rice asked to speak and pointed out the Zoning Ordinance stated that if the nonconforming use is discontinued for two (2) years any subsequent use shall conform to all requirements of the Zoning Ordinance for the district in which the land is used. The discontinued use in this case was 33 months.

Mr. Jamerson asked if there were any other comments. Hearing no response, Mr. Jamerson thanked those attending and declared the Public Hearing closed at 7:40 P.M.

Chairman

The Joint meeting and Public Hearing of the Appomattox County Board of Supervisors, the Appomattox County Board of Zoning Appeals, and the Appomattox County Planning Commission was held November 4, 1992 in the Courthouse, Courthouse Square, Appomattox, Virginia.

Present (Board of Supervisors):
W. E. Jamerson, Chairman, Courthouse District
Dennis Torrence, Vice Chairman, Appomattox River Dist.
Nina B. Beasley, Falling River District
Frank H. Carwile, Wreck Island District
Russell H. Moore, Piney Mt. District
Gordon L. Rice, County Administrator

Present (Board of Zoning Appeals):
William Turner
Jessee Hancock
Bruce Drinkard

Absent (Board of Zoning Appeals):
Sharon Bonaventura
Matt Lair

Present (Planning Commission):
Al Sears
Henry Pack
Russell Moore
Calvin Tanner
Wayne Lewis
Bill Caldwell, Clerk

Absent (Planning Commission):
C.A. Moore
David Bailey
Charles Smith
Phillip Mobley
R. W. Mitchell

The public hearing having been duly advertised was called to order at 7:30 P.M. by W. E. "Bill" Jamerson, presiding. Mr. Jamerson stated the purpose of the hearing and explained the procedure to be followed.

Mr. Jamerson then asked Mr. Caldwell to read the first Petition to be considered. Mr. Caldwell read application 92-179 of GTE Virginia, Inc. requesting a variance to paragraph 904 of the Appomattox County Zoning Ordinance pertaining to Front Yard Setback. The property is located on Route 656 between Route 706 and Route 657 and is zoned A-1.

Mr. Jamerson asked to hear from the petitioner. Mr. Fred Nicely from Copper and Associates spoke as the engineer for GTE. Mr. Nicely stated he was present to answer any questions and presented photographs of similar installations.

Some of the photographs pertained to Petition 92-179 and some to Petition 92-180. Mr. Jamerson noted the applicant for both petitions was GTE and asked Mr. Caldwell to read Petition 92-180 so it could be considered jointly with petition 92-179.

Mr. Caldwell read application 92-180 of GTE Virginia. GTE is requesting a Conditional Use Permit to allow installation of a remote communication switching facility on a property zoned M-1 located on Route 460 between Route 1045 and Route 613. Mr. Caldwell pointed out the equipment to be installed was similar to that proposed under petition 92-179.

Mr. Jamerson asked Mr. Nicely to distribute the photographs to the Planning Commission as well as the Board of Supervisors. After the photos had been reviewed, Mr. Jamerson asked if there were any questions of Mr. Nicely. Hearing none, Mr. Jamerson asked if there was anyone else who would like to speak regarding petition 92-179 and/or 92-180. Hearing none, Mr. Jamerson asked Mr. Caldwell to read the next petition to be considered.

Mr. Caldwell read petition 92-181 of Village Square Associates. Village Square Associates asks to rezone about 4.576 acres from A-1 to R-2. The property is located on Route 610 between the Campbell County line and Route 670.

Mr. Jamerson asked to hear from the petitioner. Mr. Gary Jennings, Partner of Village Square Associates, identified himself and stated the property could be best used as R-2 and that R-2 seemed to be an appropriate district judging from surrounding development. Mr. Jennings said he planned to subdivide the property and sell residential lots. Mr. Jennings also noted the property behind his (Paradise Hill) was subdivided in a similar fashion.

Mr. Jamerson next asked to hear from anyone else concerning this petition. Mr. Neal Patterson an adjacent property owner spoke and stated he would like to retain the A-1 zoning because he was working on his property trying to reclaim farmland.

Mr. Jamerson asked if anyone else wished to address petition 92-181. Hearing no response, Mr. Jamerson asked Mr. Caldwell to read the next petition. Mr. Caldwell read petition 92-182 of Roger L. and Betty M. Almond. Mr. and Mrs. Almond wish to construct a 12′ x 20′ pole elevated storage shed on their property which is located in a floodway. The lowest floor elevation is to be at least one (1) foot above the 100 year flood and the supports are to be protected by appropriate structural measures. Their property is located on Route 623 between Route 605 and the dead end of Route 623 and is zoned FH.

Mr. Jamerson asked to hear from the petitioner. Mr. Roger Almond identified himself and stated his property consisted of 9.7 acres on the James River he used this property to garden, and that he needed the shed to store his garden tractor, tools, etc. Further, Mr. Almond stated he hired a surveyor to determine the 100 year flood elevation which was only about one (1) foot above ground. Mr. Almond intends the shed to be built on stilts about five (5) feet high. Mr. Almond related that during the flood of 1985, the water in the area where the shed is to be built was fairly still and not rushing.

Mr. Carwile asked Mr. Almond where his well and septic system were located. Mr. Almond replied he had no intentions for a well or septic system since the shed was only to be used for storage and the land only used for farming.

Mr. Jamerson asked if anyone else wished to address petition 92-181. Hearing no response and being no further petitions to consider, Mr. Jamerson declared the Public Hearing closed at 8:24 P.M., but held the Board of Supervisors in session to consider other business.

Mr. Rice presented a draft resolution for consideration stating a proposed selection procedure to be followed to select an insurance agent and insurance company for the County’s Casualty Insurance. Also, Mr. Rice furnished a copy of the statue governing the selection process and a copy of the proposed specifications.

Mr. Rice next furnished each Board member a history of the County’s past years contributions to the Appomattox County Rescue Squad as requested at a previous meeting.

Being no further business, Mrs. Beasley made a motion at 8:47 P.M. seconded by Mr. Torrence to adjourn until 7:00 P.M. November 5, 1992. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Chairman

The Joint meeting and Public Hearing of the Appomattox County Board of Supervisors, the Appomattox County Board of Zoning Appeals, and the Appomattox County Planning Commission was held November 4, 1992 in the Courthouse, Courthouse Square, Appomattox, Virginia.

Present (Board of Supervisors):
W. E. Jamerson, Chairman, Courthouse District
Dennis Torrence, Vice Chairman, Appomattox River Dist.
Nina B. Beasley, Falling River District
Frank H. Carwile, Wreck Island District
Russell H. Moore, Piney Mt. District
Gordon L. Rice, County Administrator

Present (Board of Zoning Appeals):
William Turner
Jessee Hancock
Bruce Drinkard

Absent (Board of Zoning Appeals):
Sharon Bonaventura
Matt Lair

Present (Planning Commission):
Al Sears
Henry Pack
Russell Moore
Calvin Tanner
Wayne Lewis
Bill Caldwell, Clerk

Absent (Planning Commission):
C.A. Moore
David Bailey
Charles Smith
Phillip Mobley
R. W. Mitchell

The public hearing having been duly advertised was called to order at 7:30 P.M. by W. E. "Bill" Jamerson, presiding. Mr. Jamerson stated the purpose of the hearing and explained the procedure to be followed.

Mr. Jamerson then asked Mr. Caldwell to read the first Petition to be considered. Mr. Caldwell read application 92-179 of GTE Virginia, Inc. requesting a variance to paragraph 904 of the Appomattox County Zoning Ordinance pertaining to Front Yard Setback. The property is located on Route 656 between Route 706 and Route 657 and is zoned A-1.

Mr. Jamerson asked to hear from the petitioner. Mr. Fred Nicely from Copper and Associates spoke as the engineer for GTE. Mr. Nicely stated he was present to answer any questions and presented photographs of similar installations. Some of the photographs pertained to Petition 92-179 and some to Petition 92-180. Mr. Jamerson noted the applicant for both petitions was GTE and asked Mr. Caldwell to read Petition 92-180 so it could be considered jointly with petition 92-179.

Mr. Caldwell read application 92-180 of GTE Virginia. GTE is requesting a Conditional Use Permit to allow installation of a remote communication switching facility on a property zoned M-1 located on Route 460 between Route 1045 and Route 613. Mr. Caldwell pointed out the equipment to be installed was similar to that proposed under petition 92-179.

Mr. Jamerson asked Mr. Nicely to distribute the photographs to the Planning Commission as well as the Board of Supervisors. After the photos had been reviewed, Mr. Jamerson asked if there were any questions of Mr. Nicely. Hearing none, Mr. Jamerson asked if there was anyone else who would like to speak regarding petition 92-179 and/or 92-180. Hearing none, Mr. Jamerson asked Mr. Caldwell to read the next petition to be considered.

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Mr. Jamerson asked to hear from the petitioner. Mr. Gary Jennings, Partner of Village Square Associates, identified himself and stated the property could be best used as R-2 and that R-2 seemed to be an appropriate district judging from surrounding development. Mr. Jennings said he planned to subdivide the property and sell residential lots. Mr. Jennings also noted the property behind his (Paradise Hill) was subdivided in a similar fashion.

Mr. Jamerson next asked to hear from anyone else concerning this petition. Mr. Neal Patterson an adjacent property owner spoke and stated he would like to retain the A-1 zoning because he was working on his property trying to reclaim farmland.

Mr. Jamerson asked if anyone else wished to address petition 92-181. Hearing no response, Mr. Jamerson asked Mr. Caldwell to read the next petition. Mr. Caldwell read petition 92-182 of Roger L. and Betty M. Almond. Mr. and Mrs. Almond wish to construct a 12′ x 20′ pole elevated storage shed on their property which is located in a floodway. The lowest floor elevation is to be at least one (1) foot above the 100 year flood and the supports are to be protected by appropriate structural measures. Their property is located on Route 623 between Route 605 and the dead end of Route 623 and is zoned FH.

Mr. Jamerson asked to hear from the petitioner. Mr. Roger Almond identified himself and stated his property consisted of 9.7 acres on the James River he used this property to garden, and that he needed the shed to store his garden tractor, tools, etc. Further, Mr. Almond stated he hired a surveyor to determine the 100 year flood elevation which was only about one (1) foot above ground. Mr. Almond intends the shed to be built on stilts about five (5) feet high. Mr. Almond related that during the flood of 1985, the water in the area where the shed is to be built was fairly still and not rushing.

Mr. Carwile asked Mr. Almond where his well and septic system were located. Mr. Almond replied he had no intentions for a well or septic system since the shed was only to be used for storage and the land only used for farming.

Mr. Jamerson asked if anyone else wished to address petition 92-181. Hearing no response and being no further petitions to consider, Mr. Jamerson declared the Public Hearing closed at 8:24 P.M., but held the Board of Supervisors in session to consider other business.

Mr. Rice presented a draft resolution for consideration stating a proposed selection procedure to be followed to select an insurance agent and insurance company for the

County's Casualty Insurance. Also, Mr. Rice furnished a copy of the statue governing the selection process and a copy of the proposed specifications.

Mr. Rice next furnished each Board member a history of the County's past years contributions to the Appomattox County Rescue Squad as requested at a previous meeting.

Being no further business, Mrs. Beasley made a motion at 8:47 P.M. seconded by Mr. Torrence to adjourn until 7:00 P.M. November 5, 1992. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Chairman

A recessed meeting of the Appomattox County Board of Supervisors was called to order by Chairman Jamerson in the Courthouse, Appomattox, Virginia at 5:00 P.M. November 4, 1992.

Present:
W. E. Jamerson, Chairman, Courthouse District
Dennis Torrence, Vice Chairman, Appomattox River Dist.
Nina Beasley, Falling River District
Frank Carwile, Wreck Island District
Russell Moore, Piney Mt. District (late)
Gordon L. Rice, County Administrator

Absent:
None

Also present:
Charlie Peterson, Landfill Supervisor
David Garrett, Public Works Director, Town of Appomattox

Mr. Jamerson called the meeting to order at 5:00 P.M. and asked Mr. Peterson to show a video of the brush "chipper" which he and Mr. Garrett were proposing the County and Town jointly purchase and use. Mr.Peterson pointed out the machine had four (4) cutting blades which would last from eight (8) months to one (1) year if used every day. These blades cost $28.00 a piece to replace.

Mr. Garrett noted the features of the Woodchuck Chipper made by John Deere. This chipper costs $14,495.00 and can be delivered in 30 to 45 days. This cost compares to $18,000.00 which had been quoted on a similar chipper of another manufacturer.

Mr. Jamerson suggested this equipment would be eligible for funding from the Landfill Bond money.

After discussion, Mr. Carwile made a motion seconded by Mr. Torrence that approximately $7,250.00 be appropriated from the Landfill Bond money to pay the County's share of the John

Deere wood chipper. After further discussion, the vote was: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson asked Mr. Garrett to furnish, for the County's files, copies of the two (2) written quotations he has received for this machinery. Further, Mr. Jamerson suggested the County ask the Town to add the chipper to their casualty insurance policy since they have more equipment and a larger policy. The Board agreed to these provisions by consensus with no opposition.

Mr. Jamerson thanked and excused Mr. Garrett and next addressed the Board explaining his recent analysis of the three (3) options the Board had been considering for waste disposal - a regional facility in conjunction with Nelson and Buckingham Counties, closing the Appomattox County Landfill and shipping the County's solid waste to the proposed private landfill in Amelia County, and continuing to operate and modernize the County's landfill to be used exclusively by the citizens and businesses of Appomattox County. Mr. Jamerson noted he had consulted with Messers. Peterson and Rice jointly last Monday on the figures he was presenting. Mr. Jamerson furnished copies of his calculations to each Board member as follows:

11/2/92 - 5:30 P.M. - Met with Charlie and Gordon in Gordon's office.

	July-Sept.	Budget facter
Trash Collection	8,173.00	60,185.00
Disposal	53,937.00	240,311.00
Bond Payment	65,000.00	257,942.00
	127,110.00	558,438.00
billings (1st qtr)	47,333.00	
Net Cost	79,777.00	

Aug., Sept., & Oct. - collected 2729 tons trash
Gordon estimates 10,000 annual tons, Charlie estimates 12,000 annual tons, the 3 of us agreed on 11,000 annual tons or 2750 tons per quarter.

Net Cost 79,777.00 divided by 2,750 tons = 29.01 per ton spent 1st quarter
We budgeted $150,000.00 for capital improvements
$150,000.00 divided by 11,000 (Annual tons) = $13.64
Cost to County for 1st quarter $42.65

Budgeted Cost for 1st qtr.$139,609.(1/4 of $558,438.)
Billed for 1st quarter 47,333.
Budgeted Cost 92,276.divided by 2750 hrs=$33.55
150,000.00 divided by 11,000(Annual tons) = 13.64
Budgeted Cost $47.19

Chambers $29.00 ton tipping fee
9.00 ton transportation
5.47 Collection - $60,185(budget) divided by

11,000
5.95 Transfer Station(Draper-Aden) - I believe this is too high
11.72 Bond repayment(based on $1,000,000.00)
8.60 Operate transfer station(based on 4 employees) no equipment cost of utility cost
69.74
Less 17.21 (based on $47,333.00 divided by 2,750 has collected)
52.53

Mr. Jamerson stated the analysis was based on actual first quarter (July through September, 1992) FY93 figures. $8,173.00 had been spent on trash "collection" for the quarter and $60,185.00 has been budgeted for the year. Therefore, the County is operating considerably under budget so far this year. Trash collection covers the cost of operating the collection trucks serving the transfer sites throughout the County, picking up the trash from the "green boxes", delivering the trash to the Landfill for disposal, and cleaning up and maintaining the transfer sites. $240,311.00 has been budgeted in FY93 for "Disposal" and $53,937.00 was spent during the first quarter of FY93. This also is under budget for the first quarter. The "Disposal" covers costs for operating the Landfill including paying part-time employees who, incidentally, spend part of their time working on "Collection".

Bond repayment for FY93 will be $257,942.00 or approximately $65,000.00 per quarter. Therefore, of the $558,438.00 budgeted for the Landfill operation, collection, and bond repayment; approximately $127,110.00 ($8,173.00 + $53,937.00 + $65,000.00) has been spent in the first quarter of FY93. Also, $47,333.00 has been collected in "User's Fees" during the first quarter. This means the net cost to the County for the first quarter FY93 was $79,777.00.

Based on scaled recordings, an average of 11,000 tons of trash per year are disposed of at the Landfill or about 2,750 tons per quarter. Therefore, $79,777.00 divided by 2,750 tons equals about $29.01 per ton.

Also, the County is setting aside $150,000.00 each year to help pay to close the new cell scheduled to be opened by January 1994. $150,000.00 divided by 11,000 tons equals $13.64 per ton and $13.64 + $29.01 equals $42.65 per ton which represents the actual cost to the County based on first quarter FY93 expenses.

Mr. Jamerson next considered the budgeted costs. These figures, using the same method of analysis, indicates a cost of $47.19 per ton.

Mr. Jamerson then explained his analysis of costs if the County were to use the proposed private landfill at Amelia. The owners recently proposed a $29.00 "tipping fee". Transportation costs would be about $9.00 per ton based on their proposal and the figure recently presented by Draper

Aden. This includes a tractor, driver, and fuel to pick up the trash at Appomattox and deliver it to Amelia. The trash would be loaded into trailers owned by the County and the County would still have to collect from the "green box" sites and transport the trash to a transfer site likely located at the site of the current landfill. Therefore, cost for collection would still be $60,185 divided by 11,000 tons per year or $5.47 per ton.

Draper Aden figured a transfer station would cost about $5.95 per ton authorized for 20 years. Mr. Jamerson felt this figure was high if the transfer site were to be constructed at the site of the current landfill because the existing access road could be used, the County already owns the property, and site work would be less than what Draper Aden had considered.

Mr. Jamerson further explained about $1,000,000.00 of the Bond money would or has been spent closing the existing landfill and complying with the consent decree. Therefore, debt repayment would be about half of that currently anticipated or $257,942.00 divided by 2 divided by 11,000 tons per year equals $11.72 per ton.

Labor cost to operate the transfer station would be about $94,500.00 per year divided by 11,000 tons equals $8.60 per ton. This includes salary for four (4) people to bale recyclables, load trailers, operate scales, supervise collections and transfer station operations, etc. The $8.60 does not include utility expenses, supplies, repair costs, etc.

The total cost then if the County were to use the private landfill at Amelia would be $29.00 + $9.00 + $5.47 + $5.95 + $11.72 + $8.60 or $69.74 per ton. However, the County would continue to collect from business and industrial users at the same rate or $47,333 (Billings for first quarter FY93) divided by 2,750 tons per quarter equals $17.21 and $69.74 minus $17.21 = $52.53. Even though the $5.95 per ton cost to construct a transfer station is probably high and the $8.60 per ton to operate the transfer station is a little low, the $52.53/ton compares with the $47.19/ton using budgeted costs and the $42.65/ton using actual first quarter FY93 expenses.

Mr. Torrence asked if the Town of Pamplin's garbage collection would be affected by any of the options. Mr. Jamerson assured Mr. Torrence Pamplin's garbage would be handled the same way as it is currently, i.e. the Town pays to have the garbage and trash picked up at no additional cost to the residents. The trash would then be either delivered to the transfer site or to the landfill. Mr. Jamerson added that the figures did not reflect any proceeds from recyclables. However, these would be minor and affect all three (3) options the same since the recycling is to continue under either plan.

Mr. Torrence asked if the liability aspects of dumping trash had been considered assuming a private landfill was used and it developed a leak. Mr. Jamerson reasoned there would likely be some liability on the part of the generator. After considerable discussion, if was decided this issue would remain indeterminable until legal precedents had been established.

Mr. Jamerson stated he had had several calls and letters regarding the landfill and had replied to each that the County had not reached any decisions and that the County was listening to all proposals trying to determine the best approach. Mr. Jamerson continued by explaining his position. He has believed since the idea was broached sometime ago, that if a regional landfill was to be considered, it ought to be the current Appomattox County Landfill because it was already in operation, land has already been purchased and plans are underway to modernize. Mr. Jamerson also felt the regional landfill located at the current Appomattox site should be operated under the control of Appomattox County. Mr. Jamerson noted Nelson and Buckingham Counties have indicated they would not support such an arrangement and that Charlotte County had expressed no interest.

Mr. Carwile asked if the figures presented by Mr. Jamerson considered the additional costs associated with the new regulations. Mr. Jamerson replied that if the volume of waste remains fairly constant and if the budgeted figures presented by Hurt and Proffitt are reasonably accurate, the figures are good for the life of the new cell. Mr. Jamerson reasoned that the volume should remain fairly constant in the short term because additional recycling should compensate for any increases in generated waste. Mr. Jamerson also said he had talked to the Engineers at Hurt and Proffitt earlier today and they assured him the existing landfill could be closed for less than the $35,000.00 per acre that was budgeted providing it is done prior to October, 1993 at which time the more stringent new regulations become effective. Also, after October of 1993 liability increases from 10 years to 30 years and monitoring requirements increase from testing of 10 to 11 disaplines to testing 30 some disaplines.

Mr. Torrence asked Mr. Carwile if he would agree to continue with plans to open a new cell to give the County four (4) years to plan for alternatives and monitor costs. Mr. Torrence stated he felt there wasn't time to undertake another scheme other than to open a new cell. Mr. Torrence also pointed out the County had no choice in permanently closing the older and existing portion of the County's landfill.

Mr. Carwile agreed a regional landfill in conjunction with Nelson and Buckingham Counties offered no advantage to Appomattox County.

Mr. Moore added he was of the opinion, based on a recent meeting with the other two (2) counties, that Buckingham and Nelson Counties were not interested in a regional landfill controlled and operated by Appomattox County.

Mr. Carwile agreed and stated he felt there was no economic advantage in this concept. Mr. Carwile also recognized the County's obligation to permanently close the old and existing portion of the Landfill before October of 1993. Mr. Carwile further stated he felt it would be better to continue the permitting process and obtain a permit for a new landfill cell based on the current regulations, retain the scales and equipment necessary to operate a landfill, and retain a skeleton crew to continue collecting the trash from the "green box" sites. However, Mr. Carwile felt the new cell should not be constructed unless an economically advantageous agreement could not be reached with the private landfill in Amelia or another private landfill. This way, Mr. Carwile believed, the County would have a contingency in case negotiations were not favorable and/or in case the private landfill was unwilling or unable to fulfill its obligations.

Mr. Jamerson pointed out that, based on the figures he presented, the net cost for the County if the private landfill in Amelia was used would be $52.53 per ton while the net cost if the County were to operate their own landfill under the new regulations would be either $42.65 per ton if you used first quarter FY93 expenses as a base or $47.19 per ton if you used budgeted expenses as a base. Mr. Jamerson also pointed out that the County and private owners were going to be operating under the same regulations, therefore, if the County's costs were to increase in the future, the costs to operate a private landfill would increase at an equal rate and that any long term agreement with a private landfill would have an escalation clause to compensate for these increases.

Mr. Carwile noted the engineers considered an inflation rate of 4 1/2% in their calculations and he felt this was something everyone could "live with".

Mr. Jamerson added he felt, even if the cost to use Chamber's landfill in Amelia was equal to the cost to operate a County landfill, he would not favor contracting with them because of their financial condition which has recently been reveled.

Mr. Torrence again asked if it would not be better to open a new cell at the County landfill only large enough to last four (4) or five (5) years and monitor the private landfills during this period. At the end of the cell's life, the County could then reevaluate its options.

A considerable discussion ensued concerning the life of the new cell. Several different numbers have been furnished to different people by the engineers ranging from three (3) to seven (7) years life expectancy for a five (5) acre cell. Mr. Moore wondered if the engineers were considering the recycling efforts when they calculated the capacity of the proposed cell.

Mr. Carwile asked why Mr. Jamerson's figures indicated costs of $42.65 or $47.19 per ton and Draper Aden projected costs of about $79.00 per ton to operate the County's landfill.

Mr. Jamerson replied he had not compared his figures to Draper Aden's nor had he analyzed Draper Aden's study. He did point out, however, that Draper Aden's study did not consider the $17.21 per ton the County collects from users fees. Mr. Torrence also pointed out Draper Aden's study considered $50,000.00 per acre cost to close the existing landfill and Hurt and Proffitt estimates this cost to be $35,000.00 per acre.

Mr. Torrence asked if Mr. Carwile thought there would be enough time to implement the plan to use the private landfill in Amelia before the County would have to act, i.e. before October 1993. Mr. Carwile replied there were other Counties with no plans to modernize and continue operations that would be forced to use a private landfill after January, 1994 and, he reasoned, if they could implement this option in that time span, he felt Appomattox could also.

Mr. Moore asked Mr. Carwile if there were any errors in the figures or reasoning presented by Mr. Jamerson. Mr. Carwile responded the "mandates and new guidelines" were not included in the figures. Mr. Jamerson explained the figures included closing the old and existing portion of the landfill under existing regulations, opening a new cell in accord with new regulations, and closing that cell under the newer regulations. Mr. Rice explained there was $400,000.00 budgeted for in the Bond money to close the old and existing landfill and $1,000,000.00 to open a new five (5) acre cell. This would deplete the Bond money. Additionally, current plans are to set aside $150,000.00 each year starting FY93 (July 1, 1992) to close the new cell. Therefore, if the new cell lasts three (3) years starting in October of 1993, there would be $600,000.00 accumulated by October 1996 to close the new cell. If the new cell lasted five (5) years or until October 1998, there would be $900,000.00 to close the new cell. Based on current dollars, some engineers are estimating costs for closing landfills under the new regulations will be about $200,000.00 per acre.
Therefore, the $150,000.00 per year set aside may not be enough to close depending on the actual life of the new five (5) acre cell. Mr. Jamerson acknowledged this will have to be considered as closure costs are more accurately projected and as the actual life of the new cell becomes better defined. More than $150,000.00 per year might have to be set aside. Also, interest accumulated on the money set aside and inflation will have to be accounted for. Further, Mr. Jamerson reasoned, the County might have to reevaluate the users fees, but in any event, he felt until now no actual figures were available to base any of these decisions on.

Mr. Carwile wondered if increased user fees might place too large a burden on industries. Mr. Peterson noted most other landfills were charging more than Appomattox and business and industries probably could not dispose of their waste anyplace else at a lessor expense. Mr. Jamerson added he felt the County is obligated to service Appomattox County's business and industries and he would not favor fees so high it would force existing business out nor prevent new ones from moving in.

Mr. Carwile again noted that after the proposed new cell is full, the County will have no money to open another cell and to continue operating a landfill. Mr. Torrence asked if Mr. Carwile felt a private landfill would eliminate the financial burden to the County. Mr. Carwile replied the language of any long term contract would have to be carefully analyzed. Mr. Carwile emphasized he favored whatever was best for the County. Mr. Jamerson added he felt confident that within five (5) years a better method to dispose of solid waste would be developed and that there would be other options available.

Mr. Carwile wondered if a private collection company could collect the County's solid waste more economically. Mr. Jamerson stated if this were a possibility he felt the Board ought to consider it. Mr. Peterson said he did not believe a private company could collect the garbage more economically than it is currently being done.

Mr. Jamerson stated he was confident of his figures and was ready to make a decision on this issue, but did not intend to advocate the Board make a decision tonight. Mr. Torrence said he was also prepared to decide and made a motion seconded by Mrs. Beasley that the County continue to operate its landfill as currently planned, proceed with the permitting application and construction of the new cell to be used only to dispose of solid waste generated in Appomattox County, to notify Nelson and Buckingham Counties of this decision, and not to enter into any agreement or contract with Chambers Development Co. to truck the County's waste to their privately owned landfill in Amelia County. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Torrence, aye; Mr. Carwile, nay; Mr. Moore, aye.

Mr. Jamerson next asked the Board to consider the condition of the endloader at the Landfill and called Mr. Peterson to review the status of this machine.

The existing 1988 model 963 endloader needs a new undercarriage which will cost $14,000.00 to $16,000.00. Also, its warranty has expired and its use exceeds 7100 hours.

Mr. Peterson related he had recently talked to representatives of Carter Machinery Company from Salem, Virginia. They have agreed to sell the County a 1992 Caterpillar model 973 endloader for $197,752.00 and finance it through Caterpillar Financial Services. Using the 963 for a trade in, payments would be $3,136.00 per month for 56 months and the 57th and final payment would be $60,000.00. Also, the first payment could be delayed until July, 1993. Carter would guarantee to repurchase the machine sixty (60) months from the date of delivery or after 7,500.00 hours use for $60,000.00. Further, Mr. Peterson believes there are no other endloaders manufactured comparable to this one because Caterpillar is the only manufacturer to provide this equipment with a special "landfill package" including heavy duty seal, better filters, etc.

Mr. Moore asked if Mr. Jamerson's figures on landfill costs included the cost of this equipment. Mr. Jamerson acknowledged it did not, but he felt the cost would be partially offset by reduced maintenance requirements.

After further discussion, Mr. Torrence made a motion seconded by Mrs. Beasley to lease/purchase the new endloader for the landfill. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, nay, Mr. Moore, aye; Mr. Torrence, aye.

Being no further business, Mr. Jamerson recessed the meeting at 7:22 P.M. until 7:30 P.M. for the scheduled Public Hearing on Zoning matters.

Chairman

A recessed meeting and work session of the Appomattox County Board of Supervisors was called to order at 7:00 P.M. November 5, 1992 at the Courthouse, North Church Street, Appomattox, Virginia.

Present:
W. E. Jamerson, Chairman, Courthouse District
Dennis Torrence, Vice Chairman, Appomattox River Dist.
Nina Beasley, Falling River District
Frank Carwile, Wreck Island District
Russell Moore, Piney Mt. District
Gordon L. Rice, County Administrator

Mr. Jamerson, presiding, called the meeting to order at 7:00 P.M. Mr. Jamerson stated the purpose of the meeting was to review the Building Construction, Subdivision, and Taxation Ordinances. The Board reviewed each ordinance considering relevant State Code updates and recommendations from the review committees, County Administrator, and County Attorney.

After discussion, Mr. Torrence made a motion seconded by Mr. Carwile to appoint Mr. Gordon Rice as Appomattox County Building Official. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

After discussion, Mr. Torrence made a motion seconded by Mrs. Beasley to appoint the County Administrator as the Subdivision Agent and Zoning Administrator. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

After a lengthy discussion, Mr. Torrence made a motion seconded by Mr. Moore to proceed with the intent to increase the Consumer Utility Tax on telephone and electric power services in accord with the Code of Virginia, 1950 section 58.1-3812 and 58.1-3814. It is the intent of the Board of

Supervisors to increase the tax to 20% of the monthly bill excluding any amount over $15.00 for residential customers. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Considering other business, the Board on a motion by Mr. Carwile seconded by Mrs. Beasley resolved that considering the complexities and variables involved in purchasing casualty insurance, sealed bidding is neither practicable nor fiscally advantageous and competitive negotiation is the better method of procurement. Further, the following criteria shall be used as a bases for evaluating and selecting the insurance company and agent for the County's Casualty Insurance.

1. net cost after dividends
2. waiver of audits
3. rating basis for proposed coverage
4. insuring agreements
5. policy exclusions
6. warranties or mandatory conditions
7. coverage forms and special conditions
8. claims service and assistance record of agent
9. ability and willingness of agent to provide timely claims information on paid losses and reserves
10. ability and willingness of agent to coordinate and review loss control activities of the County at no additional cost
11. ability and willingness of agent to provide quarterly loss runs for all coverages
12. ability and willingness of the agent to furnish premium allocations as necessary
13. ability and willingness of agent to provide continuous survey of market for broadest coverage at most competitive price
14. ability and willingness of agent to aid in subrogation claims
15. ability and willingness of agent to provide unlimited service regarding insurance questions.
16. ability and willingness of agent to obtain details concerning and type of insurance coverage being considered by the County
17. ability and willingness of agent to review leases and rental agreements to confirm insurance requirements as requested
18. ability and willingness of agent to furnish a toll free "800" or call collect telephone number
19. ability and willingness of insurance

company to cover all claims as presented by the County

20. ability and willingness of insurance company to provide claims information
21. ability and willingness of insurance company to provide loss control and safety services at no additional cost to the County
22. ability and willingness of insurance company to provide quarterly loss runs for all coverages
23. ability and willingness of insurance company to answer all questions and help obtain satisfactory solutions to problems that may arise
24. the A.M. Best rating
25. permit to conduct business in Virginia
26. willingness to sign a contract to provide the above listed services, if requested.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Next, Mr. Carwile addressed the Board concerning an excessive noise ordinance and furnished a copy of Lynchburg's ordinance for reference. Mr. Carwile felt there was difficulty controlling offensive and excessive noise in the County. After discussing this issue, the Board by consensus asked Mr. Rice to check with the Sheriff and County Attorney concerning this problem and report back to the Board.

Being no further business, Mr. Carwile made a motion at 9:19 P.M. seconded by Mrs. Beasley to adjourn. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Chairman

Stopped

The regularly scheduled monthly meeting of the Appomattox County Board of Supervisors was held in the Board's Meeting Room, Courthouse Square, Appomattox, Virginia, Monday, November 9, 1992 at 7:00 P.M.

Present:

W. E. Jamerson, Chairman, Courthouse District
Dennis Torrence, Vice Chairman, Appomattox River Dist.
Nina Beasley, Falling River District
Frank Carwile, Wreck Island District
Russell Moore, Piney Mountain District
Gordon L. Rice, County Administrator

Mr. Jamerson, presiding, called the meeting to order at 7:00 P.M. The invocation was given by Supervisor Torrence.

Minutes for the joint meeting and public hearing of October 22, 1992 and for the regularly scheduled monthly meeting of October 19, 1992 were presented for approval, copies having been transmitted to members of the Board prior to the meeting.

On a motion by Mr. Carwile seconded by Mrs. Beasley it was resolved to dispense with the reading of the minutes. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson asked if there were any questions, comments, and/or corrections to any of the minutes. Mr. Carwile noted the Right-of-Way fence at Mrs. May's home terminated east of her property and not west of her property as the minutes reflect. Hearing no other comments, Mr. Carwile made a motion seconded by Mr. Moore to approve the minutes of the Public Hearing of October 22, 1992 and those of the regularly scheduled meeting of October 19, 1992 as corrected. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson then called Ms. Sandra Lindsey, Resident Engineer Virginia Department of Transportation. Ms. Lindsey presented the updated Functional Classification map for Appomattox County and explained its purpose and significance. Mr. Torrence made a motion seconded by Mrs. Beasley to adopt the following resolution:

> WHEREAS, the Intermodal Surface Transportation Efficiency Act (ISTEA) of 1991, Section 1006, required that the Virginia Department of Transportation (VDOT) functionally reclassify the roads and streets in the Commonwealth, by December 31, 1992, based on their current and anticipated functional usage; and,
>
> WHEREAS, the Virginia Department of Transportation has previously functionally classified the state highways in accordance with the guidelines presented in the"Highway Functional Classification Manual" (Volume 26, Appendix 12, Highway Planning Program Manual); and,
>
> WHEREAS, The Virginia Department of Transportation has updated the functional classification in accordance with the "Highway Functional Classification Manual" (Revised, March 1989) and aforementioned ISTEA of 1991,
>
> NOW, THEREFORE BE IT RESOLVED THAT Appomattox County Board of Supervisors concurs with the "1995 Highway Functional Classification" for Appomattox County as updated by the Virginia Department of Transportation.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Ms. Lindsey next reviewed the status of abandoning 0.67 miles of and at the end of Route 721. Mrs. Beasley made a motion seconded by Mr. Carwile to adopt the following resolution:

> WHEREAS, Route 721 from 0.03 mile west of the intersection of Route 671 to the dead end of Route 721 provides access to only one property owner, and
>
> WHEREAS, The only property owner has requested the aforementioned section of Route 721 be abandoned, and
>
> WHEREAS, In accordance with Section 33.1-151 of the Code of Virginia posted a notice of intention to abandon Route 721, 0.03 mile west of the intersection of Route 671 to the dead end of Route 721, three (3) days before the first day of a regular term of the Circuit Court at the front door of the Appomattox County Courthouse and published in a newspaper of general circulation in the county for two successive weeks and a copy of said notice provided to the State Highway Commission, and
>
> WHEREAS, No inquiries or petitions for a hearing have been received.
>
> NOW THEREFORE BE IT RESOLVED, That this portion of Secondary Route 721, having a total length of 0.67 mile be abandoned as a public road pursuant to Section 33.1-151 of the Code of Virginia of 1950, as amended.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Being no further business, Mr. Jamerson thanked and excused Ms. Lindsey and called the Commissioner of Revenue, Mr. Monty Mays.

Mr. Mays reviewed in detail the possibility of prorating personal property taxes and explained its implications. Mr. Mays said he felt it soon would be necessary to prorate taxes because all Cities in Virginia and some of the Counties including Bedford County have already adopted this method of taxation. Proration assesses taxes to property on the date the the property is obtained instead of at the beginning of the next tax year (January 1) which is the current method. Mr. Mays said proration was probably a more fair method

Mr. Mays also discussed the implications of converting to twice a year tax billings in June and December instead of once a year in December. Mr. Mays felt this might be of advantage to some especially those living on fixed incomes because they would not be faced with their entire tax bill at Christmas time.

After discussing these issues at length, Mr. Jamerson thanked and excused Mr. Mays and called Dr. Thomas, Superintendent of Schools. Dr. Thomas requested appropriations of $9,018.50 from the School Textbook Rental Fund and $858,500.00 from General Revenue Fund to operate the School system for the month of December, 1992. Dr. Thomas also presented a year to date tabulation of monies appropriated, current balances for major categorises, and student attendance records for each school for September and October, 1992. Mrs. Beasley made a motion seconded by Mr. Torrence to appropriate $9,018.50 from the School Textbook Rental Fund and $858,500.00 from the General Revenue fund for operation of the Appomattox County Public Schools. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson thanked and excused Dr. Thomas and called Mrs. Janet Belter, Appomattox County Treasurer. Mrs. Belter reviewed the financial status of the County and related her thoughts on yearly appropriations. Mrs. Belter said the method of appropriating money was a decision for the Board of Supervisors and acknowledged yearly appropriation would save time and paperwork.

Mr. Jamerson thanked and excused Mrs. Belter and called Dr. Joanne Harris, Director of the Health Department. Dr. Harris stated she was present to present the Annual Report of the Appomattox County Health Department. Dr. Harris began by explaining the functions of the Health Department and introduced her Supervisory staff - Mrs. Bonnie Carwile, nursing program; Mr. Micheal Smithers, enviromental health; Mr. Fred Keesee, administration; Dr. Jesse Hobbs, dental program. Each manager reviewed their programs and services. Mr. Keesee reviewed the Budget and Appomattox's share which equals 31.91% of the Regional Health Department's budget.

Mr. Jamerson thanked Dr. Harris and her staff and called Mr. Tony Bright. Mr. Bright, President of Bright and Associates, are the vendor for the software used in the Treasurer's office and the designer of the computer hardware recently purchased for the Treasurer's office. Mr. Bright reviewed the potential use of the computers and the software his company provides to several County governments within the State. Mr. Bright proposed the hardware and software cost to automate the County Administrator's office would be $29,949.00 which includes training. By consensus, the Board asked Mr. Bright to visit the Commissioner of Revenue and solicit his views and to check on the possibilities of financing the interfaced system. Mr. Jamerson thanked and excused Mr. Bright and called Mr. Charlie Peterson, Landfill Supervisor.

Mr. Peterson reported 1,007 tons of solid waste was received at the landfill during October and recyclables received during October amounted to 13 tons. Also, 827 c.y. of brush and leaves were received during October. Mr. Jamerson asked if anyone had any questions for Mr. Peterson. Mr. Peterson said he was going to install supports for tanks tomorrow, the footings having been previously completed. Mr. Moore asked why there were no recycle containers at Bent Creek. Mr. Peterson said the site was too remote and the bin probably would be contaminated from users living outside the County.

Mr. Jamerson next called Mr. Tom Lawson, County Attorney. Mr. Lawson reported he had reviewed the bylaws for the Planning Commission and relative statues as requested and advised that since the Planning Commission served as an advisory Board, it was not necessary to have a quorum to give advice to the Board of Supervisors or to the Board of Zoning Appeals. Mr. Lawson also reviewed the status of the Ordinance's updates and said he would report on Norfolk Southern's tax suite at the next meeting.

Mr. Rice presented the recommendations of the Planning Commission from the meetings of September 8, October 22, and November 4, 1992. Mr. Moore made a motion seconded by Mrs. Beasley to accept the recommendation of the Planning Commission and approve the following Petitions:

92-169 Julie Burge - Conditional Use
92-172 Leroy C. Wooldridge - Rezoning
92-173 Fred and Sissy Gibbs - Conditional Use
92-175 Jeffrey T. Carwile - Rezoning
92-178 Elizabeth C. Phelps - Conditional Zoning
92-180 GTE Virginia - Conditional Use
92-181 Village Square Associates - Rezone

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice presented a Drug Free Workplace policy for the Personnel Manual as recommended by the Auditors. Mrs. Beasley made a motion seconded by Mr. Carwile to adopt the following policy:

APPOMATTOX COUNTY PERSONNEL POLICY

DRUG FREE WORKPLACE

Drug Free Workplace

The unlawful manufacture, distribution, dispensing, possession or use of a controlled substance is prohibited in the workplace. The possession and/or consumption of alcoholic beverages on County owned property or in conjunction with any off-site County sponsored activity is prohibited. Any conviction relating to drugs by any County employee shall be grounds for immediate dismissal. Any employee charged by summons, warrant, information or indictment because of alcohol or substance abuse may be suspended from duties as provided by the Code of Virginia.

"Workplace" is defined to mean any site for the performance of work by the employee. That includes any County owned buildings and all County premises; any County owned vehicle or any other County-approved vehicle used to conduct County business; any off-premise property during any County sponsored or County approved activity, event, or function.

A drug-free awareness program shall be made available to inform employees about:

- a. The dangers of drug abuse in the workplace.
- b. The County's policy of maintaining a drug-free workplace.
- c. Any available drug counseling, rehabilitation, and employee assistance programs; and
- d. The penalties that shall be imposed upon employees for drug abuse violations occurring in the workplace.

Legal References:

Code of VA., Section 22.1-307. Dismissal
Code of Va., Section 22.1-315. Suspension

After discussion the vote for adoption was: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Nelson County has asked Appomattox County to cooperate with Emergency Services. Mr. Torrence made a motion seconded by Mr. Carwile to adopt the following resolution:

> WHEREAS, Hazardous materials travel through our adjacent counties by road and railway, presenting a significant threat to life and property in the event of an accident or spill; and
>
> WHEREAS, It is in the mutual interest of our counties to provide advance training and planning to effectively deal with such emergencies:
>
> NOW THEREFORE, BE IT RESOLVED, That Appomattox County and Nelson County do hereby agree to assist and coordinate with each other in the event of a hazardous materials accident occurring in or adjacent to our county boundaries, and that such coordination will be directed between Coordinators of Emergency Services as designated by each County's Hazardous Materials Emergency Plan; and
>
> BE IT FURTHER RESOLVED, That the Coordinator of Emergency Services in each county shall provide the other county with a copy of its Hazardous Materials Emergency Plan and that the Coordinators shall develop procedures for assistance and cooperation of personnel, expertise and equipment in the event of hazardous materials incidents which may impact both jurisdictions.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, Mr. Moore, aye; Mr. Torrence, aye.

Mrs. Beasley made a motion seconded by Mr. Carwile to appoint Mrs. Peggy Lawson to the Appomattox County Youth Services Commission and to accept the resignation of H. D. "Gus" Tarbell. After discussion, the vote was: Mr. Jamerson, aye;

Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mrs. Beasley made a motion seconded by Mr. Torrence to appoint Gordon Rice and Chris Reynolds to the Disability Services Board. After discussion, the vote was: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

The Board next considered the request of Mr. Mark Catlett for $611.25 in payment for three (3) cows he alleges had been killed by wild dogs. By consensus, the Board asked Mr. Rice to check on the fund balance for this purpose. Mrs. Beasley made a motion seconded by Mr. Carwile to pay this claim subject to availability of funds. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Carwile made a motion seconded by Mr. Moore to pay the Rescue Squad $1766.00 for FY93. After a lengthy discussion, the vote was: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye. By consensus, the Board agreed to reconsider this contribution if the Rescue Squad experiences financial difficulties later in the year.

Mr. Rice informed the Board of two (2) request from the Sheriff to transfer funds. On a motion by Mrs. Beasley seconded by Mr. Torrence, the Board approved a transfer of $4,300.00 from line 3104-5401 to line 3104-5409. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile aye; Mr. Moore, aye; Mr. Torrence, aye.

The second request to appropriate $6,000.00 to line 3301-3001 was discussed at length. Medical expenses for prisoners had been great lately. Mr. Jamerson suggested the funds be transferred from line 3102-1004 because there was a considerable amount of unspent money in this line item. Further, Mr. Jamerson suggested if it was later determined some more money was needed in line 3102-1004 the Board would consider an additional appropriation. The Board by consensus requested Mr. Rice to ask the Sheriff if this would be acceptable.

Mr. Torrence made a motion seconded by Mrs. Beasley to approve the $30.00 registration expense for Mr. Rice to attend a VACO sponsored seminar on County Budgets in Charlottesville December 2, 1992 and also approve the registration fee for any Board members that wished to attend. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Carwile asked to be recognized and addressed the Board. Mr. Carwile explained his position on the landfill issue and his vote of November 4, 1992. Further, Mr. Carwile asked the Board to reconsider the decision made at the November 4, 1992 meeting and withhold action on the landfill until Chambers could present a formal proposal and the proposed contract reviewed. Mr. Torrence reminded Mr. Carwile the Board had already talked with Chambers and compared their proposed costs to the option of operating a County Landfill. Further, Mr. Torrence said it was demonstrated that to use Chamber's proposed landfill in Amelia County would cost the County more than to continue to operate the Municipal Landfill here in Appomattox. Mr. Torrence also explained there was little Chambers could do to reduce their cost significantly enough to make it economically feasible for the County to switch from its course and declined to withdraw his original motion made at the November 4, 1992 meeting to continue operations at the current County Landfill.

Mr. Carwile replied that Draper Aden figured the cost to use the private landfill in Amelia to be about $46.00 per ton and that he felt these figures should be trusted because Draper Aden were professional engineers.

The discussion of the landfill issue continued at length and Mr. Torrence declined Mr. Carwile's request to recind his motion made at the meeting of November 4, 1992 concerning the landfill.

At the conclusion of the discussion on the landfill issue and at the request of Mr. Torrence, Mrs. Beasley made a motion seconded by Mr. Carwile that the Appomattox County Board of Supervisors in accord with Section 2.1-344 of the Code of Virginia enter into an executive session at 10:22 P.M. to discuss personnel matters. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

On a motion by Mr. Torrence seconded by Mr. Carwile, it was resolved the Board of Supervisors return to regular session at 10:42 P.M. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mrs. Moore, aye; Mr. Torrence, aye.

On a motion by Mr. Torrence seconded by Mr. Carwile, the following resolution was adopted:

WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344-1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this

> certification motion applies, and (ii) only such public business matters as were identified in the motion convening the executive meeting were heard; discussed or considered by the Appomattox County Board of Supervisors.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Torrence made a motion seconded by Mr. Moore to write a letter to the District Extension Service with a copy to the State Director encouraging them to proceed to fill the vacancies of the Agriculture Extension Agent and Home Economics Extension Agent as soon as possible and to consider Gary Thomas and Gail McCraw as applicants. Vote: Mr. Moore, aye; Mr. Carwile, aye; Mrs. Beasley, abstain, Mr. Jamerson, nay; Mr. Torrence, aye.

Mrs. Beasley made a motion at 10:52 P.M. seconded by Mr. Torrence to adjourn to 7:00 November 19, 1992. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Note - the meeting scheduled for November 19, 1992 was subsequently cancelled.

November 5, 1992

Be it resolved by the Board of Supervisors of Appomattox County, Virginia, that the following supplemental appropriations be, and the same hereby are, made for the month of November, 1992 from the funds and for the functions or purposes indicated:

TOTAL: $6686.00

2101 Circuit Court	200.00
3203 Rescue Squad	1766.00
3503 Medical Examiner	100.00
7109 Contributions	1000.00
7301 Library	3500.00
8111 Board Zoning Appeals	120.00

November 10, 1992

Be it resolved by the Board of Supervisors of Appomattox County, Virginia that the following supplemental appropriation be and the same hereby are made for the month of November, 1992 from the funds and for the functions or purposes indicated:

TOTAL: $9018.50

School textbook rental - surplus

School textbook rental fund appropriation 9018.50

Be it resolved by the Board of Supervisors of Appomattox County, Virginia, that the following appropriations be and the same hereby are, made for the month of November, 1992, from the Landfill Improvement Fund Appropriations.

TOTAL: $8621.99

4205 Landfill Improvement Bond 8621.99

Be it resolved by the Board of Supervisors of Appomattox County, Virginia, that the following appropriations be, and the same hereby are, made for the month of December 1992 from the funds and for the functions or purposes indicated:

GENERAL REVENUE FUND:

For the operation of the Department of Welfare to be transferred to the VIRGINIA PUBLIC ASSISTANCE FUND and expended by the Welfare Board.

50,000.00

For the operation of the General County agencies and services to be transferred to the GENERAL OPERATING FUND and expended only on order of the Board of Supervisors as follows:

01	General Government Administration		
	011	Legislative	
		1101 Board of Supervisors	4500.00
		1201 County Administrator	10500.00
	012	Legal Services	
		1209 Commissioner of Revenue	12500.00
		1213 Treasurer	12900.00
	013	Board of Elections	
		1301 Electoral Board and Officials	200.00
		1302 Registrar	3000.00
02	Judicial Administration		
	021	Courts	
		2102 General District Court	200.00
		2105 J & D Relations Court	200.00
		2106 Clerk of Circuit Court	4500.00
		2107 Sheriff Serving Civil Papers	2100.00
		2109 Court Services Unit	200.00
	022	Commonwealth's Attorney	
		2201 Commonwealth's Attorney	4000.00
03	Public Safety		
	031	Law Enforcement and Traffic Control	
		3102 Sheriff	70000.00
		3103 Town Sheriff	8000.00
		3104 Drug Grant	
		3106 CADRE	400.00
		3108 Crime Prevention	2850.00

	032	Fire and Rescue Squad	
		3202 Volunteer Fire Department	1500.00
	033	Corrections and Detention	
		3301 Jail Operation	7000.00
	034	Inspections	
		3401 Building	4300.00
	035	Other Protection	
		3501 Animal Control	2300.00
	042	Sanitation and Waste Removal	
		4203 Refuse Collection	4500.00
		4204 Refuse Disposal	18000.00
	043	Maintenance General Building & Grounds	
		4302 General Properties	6000.00
05	Health		
	053	Welfare/Social Services	
		5301 Welfare Board	5000.00
		5309 Rental Assistance	1120.30
07	Parks, Recreational & Cultural		
	071	Parks & Recreation	
		7102 Recreation Department	3800.00
		7104 Community Center Building	1000.00
	073	Library	
		7301 County Library	6500.00
		7205 Office on Youth	3000.00
08	Community Development		
	083	Community Development	
		8303 Community Development	300.00

TOTAL APPROPRIATIONS TO GENERAL OPERATING FUND 206370.30

To the operation of Public Schools to be transferred to SCHOOL OPERATING FUND and expended only on order of the School Board.

Education	
061 Administration of Schools	858,500.00

TOTAL APPROPRIATIONS TO SCHOOL OPERATING FUND 858,500.00

TOTAL APPROPRIATIONS TO GENERAL REVENUE FUND 1114870.30

Chairman

On November 16 and 17, 1992, I, Gordon L. Rice, as County Administrator conducted a telephone poll asking if the Board wished to donate $200.00 as a Christmas gift for members of the Appomattox Volunteer Fire Department. Mr. Dick Martin requested the donation and explained the money would be combined with donations of others and distributed to the firemen at a Christmas dinner given in their honor December 2, 1992. Mr. Martin also explained the County had contributed a similar amount last year.

Vote: Mr. Jamerson - Aye
Mrs. Beasley - Aye
Mr. Moore - Aye
Mr. Carwile - Aye
Mr. Torrence - Nay

Also, Supervisor Carwile asked me to check with other Supervisors to determine if they objected to Mr. Carwile audio taping Board Meetings. Mr. Carwile said the tapes were intended for his reference only because he had difficulty hearing at times.

Mrs. Beasley - no objection
Mr. Moore - no objection
Mr. Jamerson - object
Mr. Torrence - object

Chairman

A joint public hearing of the Appomattox County Planning Commission and the Board of Zoning Appeals was held December 8, 1992 at the Courthouse, Courthouse Square, Appomattox, Virginia.

Present (Planning Commission):
Calvin Tanner, Vice Chairman
David Bailey
Wayne Lewis
R. W. Mitchell
Russell Moore
Bill Caldwell, Assistant Clerk

Absent (Planning Commission):
Al Sears
Henry Pack
C. A. Moore
Charles Smith
Phillip Mobley

Present (Board of Zoning Appeals):
Matt Lair
Bruce Drinkard
William Turner

Absent (Board of Zoning Appeals):

Jessee Hancock
Sharon Bonaventura

The Public Hearing having been duly advertised was called to order at 7:30 P.M. by Calvin Tanner, presiding. Mr. Tanner stated the purpose of the hearing, explained the procedure to be followed, and called Mr. Caldwell to read the first petition to be considered.

Mr. Caldwell read petition 92-183 of Devonne G. Godsey who is seeking a variance to section 904, 607.02, and 607.03 of the Appomattox County Zoning Ordinance. Mrs. Godsey wishes to install a mobile home on her 0.77 acre lot. This is to serve as an additional single family dwelling on this lot for Mrs. Godsey's son and family. The property is zoned A-1. There is insufficient lot area and yard requirements and setbacks for the additional dwelling per paragraph 607.02, 607.03 and 904 of the Code. The lot, however, is remotely located, invisible from the highway (Route 608), and the only non-family neighbor, Emmette B. Drinkard, has stated he does not object.

Mr. Tanner asked to hear comments from anyone opposed to or in favor of the petition. Hearing none, Mr. Tanner asked Mr. Caldwell to read the next petition to be considered.

Mr. Caldwell read petition 92-184 of Mr. Joseph R. Darden. Mr. Darden is seeking a variance to paragraph 904 of the Appomattox County Zoning Ordinance to permit him to construct a garage on his 0.74 acre lot located on Route 635. The garage as planned would leave but 10' side yard set back. Mr. Tanner asked to hear comments from anyone in favor or opposed to the petition. Hearing none and being no further petitions to consider Mr. Tanner declared the Public Hearing closed at 7:42 P.M.

Chairman

The regularly scheduled monthly meeting of the Appomattox County Board of Supervisors was held in the Board's Meeting Room, Courthouse Square, Appomattox, Virginia, Monday, December 14, 1992 at 7:00 P.M.

Present:
- W. E. Jamerson, Chairman, Courthouse District
- Dennis Torrence, Vice Chairman, Appomattox River Dist.
- Nina Beasley, Falling River District
- Frank Carwile, Wreck Island District
- Russell Moore, Piney Mountain District
- Gordon L. Rice, County Administrator

Mr. Jamerson, presiding, called the meeting to order at 7:00 P.M. The invocation was given by Supervisor Moore.

Minutes for the public hearing of November 4, 1992, the recessed meeting of November 4, 1992, the regularly scheduled monthly meeting of November 9, 1992 and the telephone poll of November 16, 1992 were presented for approval, copies having been transmitted to members of the Board prior to the meeting. Mr. Carwile made a motion seconded by Mrs. Beasley to dispense with the reading of the minutes. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye. Mr. Carwile then stated he had several comments and corrections regarding the minutes and Mr. Jamerson asked if there were any objections to postponing discussion of the minutes until later in the meeting. Hearing no objections, Mr. Jamerson called Ms. Sandra Lindsey, VDOT Resident Engineer.

Ms. Lindsey reported she had not yet received any information from the Traffic Engineering Department on the request of Mr. Carwile for a reduced speed limit on Route 608. Ms. Lindsey also reported on the progress of the Route 460 Bypass construction. She acknowledged several accidents have resulted because of traffic rerouting in the construction area west of the Town of Appomattox, but assured the Board all practicable measures have been employed to warn motorists of the dangers. These include signs, median barriers, flagmen, lights, etc. Ms. Lindsey further assured the Board the contractor was doing everything possible to speed up the construction including working during night time hours and that if the weather conditions permit, dual lane traffic patterns will be restored at the shopping centers' entrances by next week. Mr. Jamerson asked if Board members had any questions for Ms. Lindsey. Mr. Torrence asked the status of the Route 622 project. Ms. Lindsey replied the project will be advertised for in January, bids received in February, the contract awarded in March, and work started by April. Mr. Torrence also asked about a "deep cut off" at Natour's store on Route 24. Ms. Lindsey said she would investigate. Mr. Carwile asked if anything else could be done to reduce traffic accidents at the Route 460 Bypass. Mr. Carwile expressed concern insurance rates would escalate in the area because of the recent rash of accidents. Ms. Lindsey said she had worked very hard to get the speed limit reduced to 35 M.P.H. in the work zone and had done everything she knew of except installing temporary signals or assigning flagmen at the entrances to the shopping centers 24 hours per day. Ms. Lindsey further explained she felt the rate of accidents was less now (6 in one (1) month) than it was prior to the construction restrictions. She also expressed her opinion that drivers were being impatient trying to enter Route 460 traffic before it was safe to do so. Mr. Moore suggested the flagmen be dressed in more visible clothing.

Mr. Jamerson thanked and excused Ms. Lindsey and called Mr. Charles Peterson, Landfill Supervisor. Mr. Peterson distributed sample promotional recycling aids and information that is to be distributed to school children. Mr. Peterson reported the Landfill had received an average of 38 tons per day during November and the recycling rate was the same as that in October. Gate billings were $9515.00 in November down from about $13,000.00 in October. Collection of brush and wood was about the same in November as it was in October. The recent ice storm damage has resulted in increased use of the new wood chipper. There are now some wood chips available for mulch due to the new chipper. This is to be given to anyone from Appomattox for the asking. Mr. Peterson then asked for an executive session to discuss personnel. Mr. Jamerson asked the executive session be postponed until all those scheduled to appear had been heard. In response to a question from Mr. Torrence, Mr. Peterson reported the leachate collection tanks' installation had been completed and will soon be in use. Mr. Carwile asked if the variance to allow continued operation in the existing trench had been applied for yet. A discussion of the requirements followed. Mr. Carwile also asked if the County was furnishing collection boxes (green boxes) and pick up service at the 4 H camp and Wilbuns Grocery Store. Mr. Peterson assured Mr. Carwile these sites were being serviced by the County. Hearing no objections to postponing the executive session, Mr. Jamerson excused Mr. Peterson until later and called Dr. Thomas, Superintendent of Schools.

Dr. Thomas asked for two (2) appropriations. Mr. Carwile made a motion seconded by Mrs. Beasley to appropriate $804,000.00 from the General Revenue Fund to operate the school system for January and $10,000.00 from the School Textbook Rental Fund. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye. Dr. Thomas then reported membership for the month of November was four (4) less than that of October and nine (9) less than that of September. Dr. Thomas also reported Appomattox's and all other Head Start grant applications had been denied. Dr. Thomas, after talking to officials from the State, felt encouraged Appomattox County would be accepted next year and that he would reapply for the grant during the summer of 1993. Mr. Jamerson thanked and excused Dr. Thomas and called Mr. Chuck Tomlinson, State Director of Public Employees Benefits Services Corporation (PEBSCO).

Mr. Tomlinson explained PEBSCO administers a deferred compensation plan (IRS 457) for public employees. This is a saving plan for employees where contributions are considered deferred income. PEBSCO invests the employee's savings in a Fixed Return, Variable Return, and/or Life Insurance program. PEBSCO is endorsed by National Association of Counties and the Virginia Association of Counties. Many Counties and Towns belong. PEBSCO investment record is outstanding for a very long period of time. There is little chance of loss and the plan costs the County nothing. Mr. Torrence made a motion seconded by Mrs. Beasley to adopt the following resolution:

RESOLUTION
IN THE MATTER OF ESTABLISHING A DEFERRED COMPENSATION PLAN FOR THE COUNTY OF APPOMATTOX

WHEREAS, Appomattox County has considered the establishment of a Deferred Compensation Plan to be made available to all eligible County employees, elected officials, and independent contractors pursuant to Section 457 of the

Internal Revenue Code permitting such Plans; and

WHEREAS, certain tax benefits could accrue to employees, elected officials, and independent contractors participating in said Deferred Compensation Plans; and

WHEREAS, such benefits will act as incentives to County employees to voluntarily set aside and invest portions of their current income to meet their future financial requirements and supplement their County retirement and Social Security; and

WHEREAS, the National Association of Counties (NACo) has established a Master Deferred Compensation Program for Counties, permitting Counties and their employees to enjoy the advantages of this Program; and

WHEREAS, by adoption of the NACo Program, all regulatory, operational, administrative and fiduciary responsibilities are hereby assumed by NACo on behalf of County; and

WHEREAS, NACo, as Plan Administrator, agrees to hold harmless and indemnify the County, its appointed and elected officers and participating employees from any loss resulting from NACo or its Agent's failure to perform its duties and services pursuant to the NACo Program;

NOW, THEREFORE APPOMATTOX COUNTY BOARD OF SUPERVISORS DOES HEREBY RESOLVE AS FOLLOWS:

The Appomattox County Board of Supervisors, meeting in regular scheduled session, this 14th day of December, 1992, hereby adopts the National Association of Counties Deferred Compensation Program and hereby establishes the County of Appomattox Deferred Compensation Plan for the voluntary participation of all eligible County employees, elected officials and independent contractors.

The County Administrator is hereby authorized to execute for the County, individual participation agreements with each said employee requesting same, and to act as the "Administrator" of the Plan representing the County, and to execute such agreements and contracts as are necessary to implement the program. It is implicitly understood that, other than the incidental expenses of collecting and disbursing of the employees' deferrals and other minor administrative matters, there is to be no cost to the County for the program.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson thanked and excused Mr. Tomlinson and called Lt. Colonel Jim House, USA retired. Mr. House presented Appomattox County an American Flag donated by Mrs. Marion E. English in memory of her late husband, Chief Warrant Officer John R. English, U.S.C.G. retired. Mr. English was a graduate of Appomattox High School, served 30 years in the Coast Guard, returned to Appomattox to live in retirement, and became active in various community affairs. Mr. English died in 1992 and is buried in the Rhode Island State Veterans Cemetery. The flag was used to drape Mr. English's cofin during his funeral which was conducted with military honors and will be flown at the County Courthouse. Mr. Jamerson thanked Mr. House, asked Mrs. Beasley to accept the flag on behalf of the County, and directed Mr. Rice to write Mrs. English acknowledging receipt and thanking her.

Mr. Jamerson then called Mrs. Ann Lawson, Recreation Director. Mrs. Lawson presented a proposal from the Recreational Advisory Committee to upgrade and improve the ballpark which will soon be donated to the County by the Town of Appomattox. The Committee recommends fences be installed down the left field and right field lines and in front of the dugouts to protect spectators and players from foul balls. Also recommended is some regrading in right field to facilitate drainage, construction of a roof between the first base dugout and the press box to protect equipment storage, and the purchase of some aluminum bleachers to replace the old wooden bleachers currently in use. Further, the Committee recommends the VFW rent advertising signs to be installed on the outfield fences and the proceeds donated to the County to finance these recommendations. The VFW has agreed to undertake this project. The rent for the signs is proposed to be $250.00 per three (3) years use. Mr. Torrence made a motion seconded by Mrs. Beasley to grant permission for the VFW to sell advertising signs to be installed on the outfield fence. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next asked Mrs. Beasley to present Mr. Jim Smith with a plaque from the Board of Supervisors thanking him for his service to the County in the area of economic development. The plaque reads:

> Presented to James A. Smith in appreciation for his dedicated and tireless volunteered service on behalf of Appomattox County and its citizens as their representative to the Region 2000 Board of Directors, Region 2000 Marketing Community, Region 2000 Existing Business Committee, Central Virginia Economic Development Corporation and other economic development responsibilities from January 19, 1989 to September 17, 1992.
>
> Given by the Appomattox County Board of Supervisors this 14th day of December 1992.
>
> W. E. "Bill" Jamerson, Chairman
> Dennis W. Torrence, Vice Chairman
> Nina B. Beasley
> Frank H. Carwile
> Russell H. Moore

Mr. Smith accepted and thanked the Board for the recognition and expressed hope the County's efforts in regard to economic development will continue and successes follow.

Mr. Jamerson next called the County Attorney, Mr. Thomas Lawson. Mr. Lawson reported he has just recently received plats from the Town of Appomattox for transfer of the ballpark from the Town to the County and utility easements and well sites at the Community Center from the County to the Town. Mr. Lawson stated these transfers will be completed and recorded soon.

Mr. Lawson next informed the Board he had reviewed Lynchburg's noise ordinance and a couple of others at the request of Mr. Rice and was of the opinion Appomattox County didn't need similar legislation because the ordinance was hard to enforce and required expensive monitoring equipment and training. Further, Mr. Lawson said he did not know of any serious or continuous problems because of loud noises. Mr. Rice reported he had talked to the Sheriff regarding this as requested by the Board and the Sheriff also perceived no major noise problems in the County.

Mr. Lawson next reported he had been asked by Mr. Rice how long it would take to enact an increased utility tax. Mr. Lawson said he had looked this up in the State Code and found it required at least 60 days written notice to the utility companies subsequent to enactment.

Mr. Lawson next answered the question from the Board concerning audio tape recording of the Board's meetings. Mr. Lawson said taping the open sessions of the Board's meetings was permissible, but not of executive sessions.

Mr. Lawson then presented two (2) bills for court costs and explained how they evolved. Mr. Carwile made a motion seconded by Mrs. Beasley to pay $150.00 to Lynchburg Emergency Physicians for a rape exam and $159.75 to Lynchburg General Marshall Lodge Hospital for a PREG test. The money is to be derived from unappropriated surplus. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Next Mr. Lawson presented a bill for the legal advertisements for the Elected School Board Referendum. Mr. Rice stated he was unaware the ad had been placed. Mrs. Beasley made a motion seconded by Mr. Carwile to pay $222.75 to Atlantic Publications from unappropriated surplus for the legal advertisement of the Elected School Board Referendum. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Lawson concluded by informing the Board he had some business to discuss with the Board in Executive Session regarding litigation and personnel.

Mr. Jamerson next called Mr. Tony Bright of Bright and Associates. Mr. Bright commenced by informing the Board he had visited with the Commissioner of Revenue since last meeting with the Board and the Commissioner acknowledged he was familiar with Bright's software and customer base. Further, the Commissioner felt Bright's software would "do the job for him" if the Board decided to purchase the software. Mr. Bright then explained he had also conversed with Municipal Leasing Corporation from Kansas about leasing the equipment and software. Several Counties use this company. Their current rate is 8.5% for a five (5) year lease based on the total cost of $50,483.00 for hardware, software, and training or $1,035.00 per month for 60 months. The $50,483.00 includes three (3) terminals and two printers for the Commissioner's office and three (3) terminals and two (2) printers for the Administrator's office. This system will then be interactive between the Administrator, the Commissioner of Revenue and the Treasurer - the Treasurer being already "on-line" and using about 55% of the computer's capacity. Mr. Jamerson pointed out the County has not budgeted for the new computer in FY92. Mr. Bright suggested January would be an ideal time to start for both the Commissioner and the Administrator. The computers would be of great benefit during the budget process and later would be a very busy time for the Commissioner because of income taxes. Mr. Bright further suggested he would be willing to pick up the payments until June if deferred payment financing could not be arranged. The discussion continued regarding availability of equipment, conversion of files, work schedules, capabilities, etc.

Mr. Carwile and Mr. Torrence spoke advocating action now rather than later and Mr. Torrence made a motion seconded by Mr. Carwile to purchase the equipment, software and training for the Administrator's and Commissioner of Revenue's offices totaling $50,483.00 using a leasing plan most favorable with deferred payments of $1,035.00 per month starting July 1, 1993. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

At the request of the Chairman, Mrs. Beasley made a motion seconded by Mr. Carwile that the Appomattox County Board of Supervisors in accord with Section 2.1-344 of the Code of Virginia enter into an executive session at 8:50 P.M. to discuss legal and personnel matters. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

On a motion by Mr. Torrence seconded by Mr. Carwile, it was resolved the Board of Supervisors return to regular session at 9:17 P.M. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

On a motion by Mr. Torrence seconded by Mr. Carwile, the following resolution was adopted:

> WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification motion applies, and (ii) only such public business matters as were identified in the motion convening the executive meeting were heard; discussed or considered by the Appomattox County Board of Supervisors.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson reviewed the executive session's business - personnel matters relating to Mr. Peterson were discussed and no action was required, Mr. Lawson informed the Board of the status of the Norfork Southern lawsuit and no action was required, Mr. Lawson reviewed the legal requirements of the Freedom of Information Act and no action was required, Mr. Lawson informed the Board of the status of the Notestein suit and Mr. Jamerson asked for a motion in response to this matter. Mr. Torrence made a motion seconded by Mrs. Beasley to direct the County Attorney, Mr. Thomas W. Lawson, to notify the County's special counsel, Mr. Peter L. Trible, of the April 15, 1993 trial date concerning the Notestein's Landfill case and to take appropriate actions to defend the County. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next asked Mr. Rice to present Administrative items requiring the Board's attention. Mr. Rice presented appropriation requests for January as follows:

GENERAL REVENUE FUND:

For the operation of the Department of Social Services to be transferred to the VIRGINIA PUBLIC ASSISTANCE FUND and expended by the Social Services Board.

$47,000.00

For the operation of the General County agencies and services to be transferred to the GENERAL OPERATING FUND and expended only on order of the Board of Supervisors as follows:

01	General Government Administration	
011	Legislative	
	1101 Board of Supervisors	4,000.00

		1201 County Administrator	10,500.00
	012	Legal Services	
		1209 Commissioner of Revenue	12,500.00
		1213 Treasurer	12,900.00
	013	Board of Elections	
		1302 Registrar	3,200.00
02	Judicial Administration		
	021	Courts	
		2106 Clerk of Circuit Court	4,000.00
		2107 Sheriff, Serving Civil Papers	3,500.00
		2109 Court Services Unit	300.00
	022	Commonwealth's Attorney	
		2201 Commonwealth's Attorney	5,000.00
03	Public Safety		
	031	Law Enforcement and Traffic Control	
		3102 Sheriff	73,000.00
		3103 Town Police County	9,000.00
		3104 Sheriff Drug Prevention Grant	7,000.00
		3106 CADRE	500.00
		3108 Crime Prevention Grant	3,250.00
	032	Fire and Rescue Services	
		3202 Volunteer Fire Department	5,000.00
	033	Corrections and Detention	
		3301B Jail Operation	8,300.00
	034	Inspections	
		3401 Buildings	4,300.00
	035	Other Protection	
		3501 Animal Control	2,300.00
		3503 Medical Examiner (Coroner)	50.00
	036	Other Protection	
	041	Maintenance Roads	
	042	Sanitation and Waste Removal	
		4203 Refuse Collection	5,000.00
		4204 Refuse Disposal	18,000.00
		4206 Litter Grant	2,321.00
	043	Maintenance General Building and Grounds	
		4302 General Properties	6,000.00
05	Health		
	053	Social Services	
		5301 Social Services	4,000.00
		5309 Housing Rental Assistance	1,069.48
07	Parks, Recreational and Cultural		
	071	Parks and Recreation	

		7102 Recreational Department	4,300.00
		7104 Community Center Building	1,000.00
	072	Office on Youth	
		7205 Office on Youth Grant	3,000.00
	073	Library	
		7301 County Library	8,500.00
08	Community Development		
	083	Community Development	
		8303 Community Development	300.00

TOTAL APPROPRIATIONS TO GENERAL OPERATING FUND 222,090.48

To the operation of Public Schools to be transferred to SCHOOL OPERATING FUND and expended only on order of the School Board

Education	
061 Administration of Schools	804,000.00

TOTAL APPROPRIATIONS TO SCHOOL OPERATING FUND 804,000.00

TOTAL APPROPRIATIONS TO GENERAL REVENUE FUND 1,073,090.48
December 14, 1992

Be it resolved by the Board of Supervisors of Appomattox County, Virginia, that the following appropriations be and the same hereby are, made for the month of December, 1992 from the Landfill Improvement Fund Appropriations (Bond Money).

TOTAL: $26,176.48

4205 Landfill Improvement Bond 26176.48

Mr. Rice next presented requests for Supplemental Appropriations for December as follows:

1. Refuse Disposal 4204	$9,200.00
2. Refuse Collection 4203	600.00
3. Landfill Bond Payment	$210,531.25
	$220,331.25
4. School Textbook Rental -	$10,000.00

Mr. Carwile made a motion seconded by Mrs. Beasley to approve appropriations for January of $47,000 to the Virginia Public Assistance Fund for operation of the Social Services Department, $222,090.48 to the General Operating Fund, $804,000.00 to School Operating Fund, and supplemental appropriations of $10,000.00 to the School Textbook rental and $220,331.25 to the General Operating Fund. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice next informed the Board that the State has declared two (2) additional holidays for 1992 - Christmas Eve, December 24, 1992 and New Year's Eve, December 31, 1992. Mr. Rice asked if the Board wished to grant these extra holidays to County employees. Mrs. Beasley stated she favored the extra holidays because more and more women are working these days and they needed the extra time to be with their families and prepare for the holidays. Mr. Jamerson said he did not object strenuously to County employees having Christmas Eve off, but felt New Year's Eve was a "bit much". Mrs. Beasley pointed out there were few County employees other than those of the Constitutional Officers and the School Board and made a motion seconded by Mr. Torrence to grant December 24 and 31, 1992 as additional paid holidays for County employees. Vote: Mr. Jamerson, nay; Mrs. Beasley, aye; Mr. Carwile, nay; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Torrence pointed out County employees had received very little in raises the past few years and that two (2) additional holidays would indicate the Board appreciated their efforts. Mr. Moore mentioned he felt the County would not loose much work nor would there be detrimental effects by granting the extra holidays and the employees would be grateful.

Mr. Rice next reminded the Board of Mr. Catlett request of $611.25 for three (3) cows killed by wild dogs. After considerable discussion Mrs. Beasley made a motion seconded by Mr. Moore to pay Mr. Catlett $611.25 for three (3) cows killed by wild dogs and, since the money collected from dog tags is deposited in the General Fund, this money be appropriated from unappropriated revenue. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice next asked to reassign the Animal Warden to report directly to the County Administrator because of the often sensitive nature of the public's dealings and to expedite communications. Currently the Animal Warden reports to the Landfill Supervisor. After discussion, Mr. Carwile made a motion seconded by Mr. Torrence to place the Animal Warden directly under the supervision of the County Administrator. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice next informed the Board he has again received a request for a contribution to the Youth Association, but a proposed budget nor a copy of the IRS Form 990 for organizations exempt from income tax was not included as previously requested. After discussion, the Board by consensus directed Mr. Rice to again ask Mr. John Williams, the Association's president, for a copy of their Form 990 prior to dispensing the funds.

Mr. Rice next informed the Board he has received a letter from Mrs. Ora McCoy, Chairperson of the Community Center Board of Directors, expressing disappointment regarding recent actions of the Board of Supervisors and asking for clarification concerning the function of the Community Center Board. Mr. Carwile reviewed previous communications and actions of the two (2) Boards regarding use of the Community Center. After a lengthy discussion, the Board decided by consensus to accept the recommendation of the Community Center Board and establish fees for use of the Community Center. However, the Board of Supervisors asks the Community Center Board to consider waiving the user's fees for worthy non-profit organizations especially those subsidized by the County.

Mrs. Beasley informed the Board of Supervisors the Social Services Board is running short of money in the Auxiliary Grant funds. This money is an entitlement program for people in adult nursing homes and is funded by State and Local monies - 20% local and 80% State. The Social Services Board estimates an additional $10,500.00 will be needed for the rest of FY93. Therefore, the County's share will be $2,100.00. After discussion, Mrs. Beasley made a motion seconded by Mr. Torrence to appropriate from unappropriated surplus $2100.00 representing the County's 20% share for an additional $10500.00 to be applied to the Social Services's Auxiliary Grant program. Vote: Mr. Jamerson, nay; Mrs. Beasley, aye; Mr. Carwile, nay; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice next informed the Board that Mr. Al Stoner has informed him of a vacancy from Appomattox on the Central Virginia Air Pollution Control Committee. Mr. Stoner ask the Board to fill this vacancy and to contribute $100.00 to the Committee. After discussion, the Board by consensus directed Mr. Rice to inform Mr. Stoner the County did not budget this money, but will consider it for the FY94 budget.

Mr. Rice next informed the Board of an invitation to join the National Association of Counties. Dues are $265.00 per year. No action was taken.

Mr. Rice next informed the Board of several upcoming seminars which may be of interest. Several Board members expressed interest. Attendance is to be confirmed at a later date.

Mr. Rice furnished the Board a reply from Mr. Plath, Acting District Director, VPI Extension Service, regarding the Board request of 9/23/92 to fill two (2) vacancies at the Appomattox Extension office. The Board by consensus agreed to take no further action on this matter.

Mr. Carwile requested the Board consider asking the Electoral Board to furnish a plastic enclosed identification card for Board members. Mr. Carwile asked Mr. Rice to contact the Electoral Board about this possibility.

Mr. Rice informed the Board of a request from Virginia Association of Counties to adopt a resolution for EPA to restore the exemption for local governments concerning financial assurance requirements for municipal landfills. After discussion, Mr. Carwile made a motion seconded by Mr. Moore to adopt the following resolution and notify our federal government representative of the Board position:

Landfill - Financial Assurance
December 14, 1992

WHEREAS, on October 9, 1991, the U.S. Environmental Protection Agency promulgated new regulations pursuant to Subtitle D of the federal Resource Conservation and Recovery Act which establish stringent standards for the location, design and operation of solid waste landfills; and

WHEREAS, most of the federal Subtitle D regulations, which were developed over a period of seven years, become effective on October 9, 1993; and

WHEREAS, these regulations will remove the exemption which now applies to local governments in being required to demonstrate financial assurance; and

WHEREAS, financial assurance requirements will require local governments to demonstrate the ability to meet the financial costs of closure, 30 year post-closure monitoring, and corrective action; and

WHEREAS, financial assurance requirements are expected to impose upon local governments extreme, and unnecessary financial burdens; and

NOW, THEREFORE BE IT RESOLVED, that Appomattox County Board of Supervisors urges Congress to direct the United States Environmental Protection Agency to restore the exemption to local governments in demonstrating financial assurance.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Torrence made a motion to contribute $200.00 to the Appomattox Rescue Squad and $200.00 to the Pamplin Fire Department to match the recent contribution to the Appomattox Fire Department. The motion died for lack of a second. The Board by consensus agreed to consider this in FY94's budget.

Mr. Jamerson next asked for corrections or comments on the minutes of previous meetings. Mr. Carwile noted Mr. Lawson was not present at the November 4th, 1992 meeting and that the correct cost of the wood chipper was $14,495.00. Further, Mr. Carwile pointed out Mr. Torrence's motion at the November 4th, 1992 meeting included not to further consider contracting with Chambers Development to truck the County's waste to Chamber's landfill in Amelia. Also Mr. Carwile asked that the minutes reflect Mr. Torrence's decision not to recind his motion made at the November 4, 1992 meeting and include the figures Mr. Jamerson presented at the meeting of November 4, 1992 regarding cost comparisons of different solid waste disposal options.

Mr. Torrence made a motion seconded by Mr. Moore to approve the minutes as corrected for the Public Hearing of November 4, 1992; the recessed meeting of November 4, 1992; recessed meeting of November 5, 1992; the regular monthly meeting of November 9, 1992; and the telephone poll of November 16, 1992. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice next informed the Board that Mr. John Notestein has requested the Board construct a fence around the landfill to keep dogs out. After discussion, the Board took no action.

Mr. Rice next informed the Board of a bill from the Virginia Economic Development Corporation for dues of $50.00. After discussion, Mrs. Beasley made a motion seconded by Mr. Torrence to pay this bill from unappropriated surplus. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice informed the Board that Mayor Spiggle has requested the Board share the insurance cost for the wood chipper. The Board by consensus agreed to pay one half of the insurance cost, but would like the Town to include the chipper on their policy.

Mr. Rice informed the Board that Mr. Tom Glenn had complained that his home had not been reassessed since Virginia Department of Transportation had taken most of his front yard for Right-of-Way on Route 26. The Board felt this was the responsibility of the Commissioner of Revenue and took no action.

Mr. Rice reminded the Board, Insurance proposals are due December 24, 1992 and a meeting was set for 7:00 P.M. December 29, 1992 to review proposals and interview potential vendors.

Mr. Carwile mentioned he had received a request to use a speaker system at the Courthouse when meetings were held there because people in the audience were having a hard time hearing the proceedings and asked Mr. Rice to investigate the possibility of using or getting some speakers. Mr. Carwile also expressed concern that too many people had access to the Administrator's offices and personnel records. He asked that locks be changed and keys restricted to current employees. Mr. Carwile next asked the Board to ask the Town Council to form a committee to investigate the possibilities of constructing a driveway between The Shoppes at Appomattox and History Junction shopping centers. Mr. Carwile next asked that the Town be asked to install a street light at the entrance to the Community Center and ballpark. Mr. Carwile next asked about King's bill to repair the weather vane. Mr. Jamerson said he would ask Mr. King to itemize the bill.

Mr. Torrence made a motion seconded by Mr. Moore to adjourn until December 29, 1992 at 7:00 P.M. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Chairman

A Special Meeting of the Appomattox County Board of Supervisors was held December 29, 1992 to consider the proposal of several insurance agents to provide Casualty Insurance for Appomattox County for 1993. The notices requesting the proposals were duly published by the Appomattox Times Virginian in the November 5, and November 12, 1992 editions. The proposals were received by 11:00 A.M. December 24, 1992 by the County Administrator.

Present:
W. E. "Bill" Jamerson, Courthouse District
Frank H. Carwile, Wreck Island District
Russell H. Moore, Piney Mt. District
Dennis Torrence, Appomattox River District
Gordon L. Rice, County Administrator

Absent:
Nina B. Beasley, Falling River District

Mr. Jamerson, presiding, called the meeting to order and asked to hear from the first agency to be considered, J. A. Burke Company represented by Mrs. Sally Burke and Mr. Richard F. Burke, III. Mr. and Mrs. Burke reviewed the insurance companies and coverage they proposed and several options. They also presented costs and pointed out certain features they felt would benefit the County.

Similar interviews were conducted with Campbell Insurance represented by Mr. Richard Rakes and Mr. Bill Young, Cabell Insurance represented by Mr. Don Thornhill, and Raymond W. Anders Insurance Agency, Inc. represented by Mr. William L. Andrews and Mr. William L. Andrews, Jr.

Each Agency and their proposal was evaluated considering the criteria decided on and recorded at the November 5, 1992 meeting. Options, deductibles, and costs were compared and evaluated.

The Board by consensus directed Mr. Rice to verify the "claims made" vs "per occurrence" liability coverage with Cabell and J. A. Burke Company and ask these two (2) agencies if they would be willing to provide part of the coverage - Burke the auto insurance and Cabell the remainder.

Being no further business to consider Mr. Torrence made a motion seconded by Mrs. Beasley to adjourn at 9:23 P.M.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Chairman

On December 30, 1992, I Gordon L. Rice, as County Administrator conducted a telephone poll of Board of Supervisors asking for a vote to accept Cabell Insurance Agency and Cincinatti Insurance Company for casualty insurance for Appomattox County for 1993.

Vote: Mr. Jamerson - Aye
Mr. Moore - Aye
Mr. Torrence - Aye
Mr. Carwile - Nay
Mrs. Beasley - Absent

The regularly scheduled monthly meeting of the Appomattox County Board of Supervisors was held in the Board's Meeting Room, Courthouse Square, Appomattox, Virginia, Monday, January 11, 1993.

Present:
Dennis Torrence, Appomattox River District
W. E. Jamerson, Courthouse District
Nina Beasley, Falling River District
Russell Moore, Piney Mountain District
Frank Carwile, Wreck Island District
Gordon Rice, County Administrator

This being the Annual Organizational Meeting, the County Administrator, called the meeting to order at 7:00 P.M. The invocation was given by Mr. Carwile and nominations for Chairman of the Board for 1993 were requested. Mr. Torrence nominated Mr. Jamerson as Chairman of the Appomattox County Board of Supervisors for 1993. Mrs. Beasley seconded the nomination. Vote: Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye; Mr. Jamerson, abstained.

After the vote Mr. Jamerson accepted the gavel and appointment, thanked the Board for their confidence, and expressed his commitment to chair the Board in the interest of the citizens of Appomattox County to the best of his ability.

Mr. Jamerson, then asked for nominations for Vice Chairman. Mr. Moore nominated Mr. Torrence for Vice Chairman of the Appomattox County Board of Supervisors for 1993. Mr. Carwile seconded the nomination. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, abstained.

Mr. Jamerson asked the Board to consider bylaws and rules of order. By consensus, the Board agreed to continue the rules of order established by tradition of previous Boards based on Robert's Rules of Order and the County Ordinance.

Mr. Jamerson next asked the Board to establish meeting dates. By consensus, the Board agreed to meet regularly the second Monday of each month at 7:00 P.M. in the Board's meeting room and at other times as required and agreed upon.

Mr. Jamerson next asked the Board to consider assignments and duties. By consensus the Board agreed:

1. Mr. Moore would serve on the Planning Commission and the Area Agency on Aging Board
2. Mr. Carwile would serve on the Community Center Board
3. Mr. Torrence would serve on the Job Placement Advisory Board, the Central Virginia Planning District Commission, and the Central Piedmont Employment Consortium
4. Mr. Jamerson would serve on the Region 2000 Board

Mr. Jamerson pointed out Mrs. Beasley's term on the Social Services Board and Community Services Board does not expire until December 30. 1995.

Mr. Jamerson next asked to hear from Mr. Don Austin, Assistant Resident Engineer, Virginia Department of Transportation. Mr. Austin informed the Board he has received a request from residents to accept 0.48 miles of Woodchuck Drive in the Hunting Ridge Subdivision into the County Secondary Road System. After discussion Mr. Torrence made a motion seconded by Mrs. Beasley to adopt the following Resolution:

NOW THEREFORE BE IT RESOLVED, That the Virginia Department of Transportation is hereby requested to add to the Appomattox County Secondary Road System for maintenance the following subdivision road which has been constructed by the subdivider as a Class "A" Subdivision in accordance with the requirements of the Virginia Department of Transportation to wit:

Hunting Ridge Subdivision

Woodchuck Drive - Beginning at a point on Route 656, 0.23 mile north of Route 706 and running east for a distance of 0.48 mile to the intersection of Hollybrook Drive.

Total Length - 0.48 mile   Right-of-Way - 50'

BE IT FURTHER RESOLVED, That this Board guarantees a minimum unrestricted 50-foot right of way with additional widths as may be necessary for cuts, fills, and drainage together with easements on adjacent properties.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Carwile asked if Mr. Austin would remove silt fences from their construction projects after seeding has been established. Mr. Carwile was especially concerned about the Holiday Lake area where the fences have remained for 3 or 4 years and are interfering with mowing. Mr. Austin said he would attend to This. Mr. Carwile also expressed concern about the condition of the shoulder at Mr. Ralph H. Smith's mailbox on Route 660 just west of Route 26. Mr. Austin said he would attend to the repair of the shoulder in this area. Mr. Moore asked if the chuckholes on Route 663 could be repaired. Mr. Austin agreed to repair the chuckholes as soon as possible.

Mr. Austin remined the Board of the upcoming Secondary Road Hearing. Mr. Jamerson set April 12, 1992 at 6:00 P.M. as the hearing date and asked Mr. Austin to coordinate the requirements with the County Administrator.

Mr. Jamerson thanked Mr. Austin and recognized Dr. Thomas, Superintendent of Schools. Dr. Thomas asked for appropriations for February. Mrs. Beasley made a motion seconded by Mr. Moore to appropriate $818,286.18 for school operation for February, 1993 and $1,874.00 from the textbook fund. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Dr. Thomas reviewed schools' enrollment and pointed out an increase of five (5) students recently. Dr. Thomas also reported renovation construction at the High School was nearly complete and only adjustments to the mechanical systems at the primary school remained to be done there.

The status of the seven (7) period day was discussed and Dr. Thomas reviewed the options being considered. At the conclusion of the discussion, Mr. Jamerson thanked Dr. Thomas and invited Mr. Coleman to address the Board.

Mr. Coleman acknowledged the reply dated December 23, 1992 from the Central Virginia Area Agency on Aging where the Agency denied the Board of Supervisor's request of October 23, 1992 to include a representative from Appomattox Long Term Care and Nutrition Committee on the Agency's Governing Board. Mr. Coleman reviewed the situation and asked in light of Agency's position that Mr. Moore or Mr. Bobby Mitchell, both current members of the Agency's Board of Directors, to serve on the Long Term Care and Nutrition Council. Mr. Coleman felt this would provide the necessary "link" between the Council and Agency. Also, Mr. Coleman asked to be appointed to the Agency's Advisory Council as the representative from the Council and as suggested by the Agency's Board. The Board of Supervisors by consensus requested Mr. Moore to accept the position on the Council or arrange to have Mr. Mitchell serve in this capacity. Also, Mr. Carwile made a motion seconded by Mr. Moore to appoint Mr. Coleman to represent Appomattox County on the Central Virginia Area Agency on Aging Advisory Council for the unexpired term of Mr. Mitchell which expires September 1993 and for an additional three (3) year term commending September 1993. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Coleman thanked the Board and took his leave.

Mr. Jamerson next called to hear from Mr. Franklin Vaughan, Chairman of the Appomattox Extension Advisory Committee. Mr.

Vaughan sought the Board's support for the restoration of 3.4 million dollars to the State's Extension budget. Mr. Torrence made a motion seconded by Mrs. Beasley to adopt the following resolution:

WHEREAS, the Appomattox County Board of Supervisors values the benefits to its citizens of the services provided by the Virginia Cooperative Extension Service; and

WHEREAS, the Appomattox County Board of Supervisors recognizes the benefits of these services to other rural areas in the State;

NOW, THEREFORE, BE IT RESOLVED the Appomattox County Board of Supervisors urges Delegates Watkins M. Abbitt, Jr., Richard J. Holland, Robert B. Ball, Sr., V. Earl Dickerson, and Allan Diamondstein of the Virginia House of Delegates and Senators Hunter B. Andrews, Charles J. Colgan and Stanley C. Walker of the Senate of Virginia for the 1993 session to support the restitution of $3.4 million to the budget of the Virginia Cooperative Extension Service.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next called Mr. Charlie Peterson, Landfill Supervisor. Mr. Peterson reported 842 tons of Solid Waste, 36 tons of recyclables, and 356 c.y. brush had been processed in December. Mr. Peterson also reported Cycle System will no longer accept mixed plastics nor is there any other buyer for mixed plastics in the area. Cycle System will now only purchase #1 clear plastics; therefore, Mr. Peterson asked if he should continue to collect and bale mixed plastics since there is no market. Mr. Peterson pointed our the expenses to collect and bale only #1 clear plastic would be prohibitive if there was any sorting required. He also related a bale of mixed plastic weighed about 800 lbs. and consumed about 40 c.y. of loosely collected plastics. After discussion, the Board by consensus directed Mr. Peterson to continue to collect and bale mixed plastics and store the bales on site in hopes a market will soon develop.

At the request of the Chairman, Mrs. Beasley made a motion seconded by Mr. Moore that the Appomattox County Board of Supervisors in accord with Section 2.1-344 of the Code of Virginia enter into an executive session at 9:27 P.M. to discuss personnel matters and receive legal advice of counsel. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

On a motion by Mr. Moore seconded by Mrs. Beasley, it was resolved the Board of Supervisors return to regular session at 9:52 P.M. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

On a motion by Mr. Torrence seconded by Mr. Carwile, the Following resolution was adopted:

WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification motion applies, and (ii) only such public business matters as were identified in the motion convening the executive meeting were heard; discussed or considered by the Appomattox County Board of Supervisors.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Torrence made a motion seconded by Mr. Moore to authorize changing a part-time position at the landfill to a full time position. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Peterson continued by reminding the Board because of the recent wet weather, erosion was occurring in several places on the slopes of the temporarily covered and closed portion of trench E and F and that the Department of Waste Management has twice noted these areas during their inspections. Mr. Jamerson reviewed a conversation he had had with a representative of Hurt and Proffitt Engineers, Mr. Earl Dickerson. Mr. Dickerson had said construction plans, specifications and contract documents could be ready by mid February and that many were proceeding with the construction of new landfill cells before receipt of design approval from the Department of Waste Management in order to meet compliance deadlines. After further discussion, Mr. Torrence made a motion seconded by Mrs. Beasley to advertise for and accept bids to close cells E, F, and G and open a new cell (H) as soon as plans are ready. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

In addition to those funds previously appropriated for the Schools, Mr. Torrence made a motion seconded by Mr. Moore to appropriate $17,835.13 from the Landfill Bond, $1,538.92 from the Library Fund, $45,000.00 plus $4,000.00 for County paid employee beneifts for Social Services and $232,332.95 for other operations. The Landfill Bond money is to be used to pay Mr. Frank Moore for his work to extend the leachate collection line ($356.00), Commercial Steel Erection, Inc.

$1,715.00 to erect leachate collection tanks, and $15,770.13 to pay Hurt & Proffitt, Inc. for engineering work.

The money from the Library Fund is to be used to pay for children's video tapes, a book truck, a book cart, and a CD ROM.

The $232,332.95 for operations other than Social Services and Schools is to be distributed as follows:

01	General Government Administration	
	1101 Board of Supervisors	$ 4,000.00
	1201 County Administrator	10,500.00
	1209 Commissioner of Revenue	12,500.00
	1213 Treasurer	12,900.00
	1301 Electoral Board and Officials	1,700.00
	1302 Registrar	3,000.00
02	Judicial Administration	
	2101 Circuit Court	1,000.00
	2106 Clerk of Circuit Court	4,500.00
	2107 Sheriff Serving Civil Papers	3,500.00
	2109 Court Services Unit	100.00
	2201 Commonwealth's Attorney	5,000.00
03	Public Safety	
	3102 Sheriff	73,000.00
	3103 Town Police County	9,000.00
	3104 Sheriff Drug Prevention	7,000.00
	3108 Crime Prevention	3,250.00
	3106 CADRE	500.00
	3202 Volunteer Fire Department	5,000.00
	3301B Jail Operation	8,300.00
	3401 Buildings	4,300.00
	3501 Animal Control	2,700.00
	4203 Refuse Collection	5,000.00
	4204 Refuse Disposal	18,000.00
	4302 General Properties	6,000.00
05	Health	
	5309 Housing Rental Assistance	1,082.95
07	Parks, Recreational and Cultural	
	7102 Recreational Department	4,300.00
	7104 Community Center Building	1,000.00
	7205 Office on Youth	3,200.00
	7301 County Library	14,500.00
08	Community Development	
	8111 Board of Zoning Appeals	500.00
	8303 Community Development	3,000.00
TOTAL		$228,332.95

The total amount to be transferred to the General Operating Fund is $45000 + $4000.00 (Social Services), plus $818,286.18 + $1,874.00 (Schools) plus $228,332.95 (other County

Operations) for a total appropriation of $1,097,493.13.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

The Board next considered three (3) requests for budget line item transfers and upon a motion by Mrs. Beasley seconded by Mr. Carwile, the following transfers were approved:

1. $100.00 from 3501-5404 to 3501-5409
25.00 from 3501-5407 to 3501-5409
55.00 from 3501-5410 to 3501-5409
Total $180.00 to pay for gun scope and bullets for the Animal Warden.

2. $1500.00 from 4206-1003 to 4206-7001 - This is money from the State Recycle Grant and is to be used to purchase recyclable collection containers.

3. $16.50 from 3102-5505 to 3102-5501 - This money is necessary to help pay for expenses of Sheriff's employees to attend in-service training.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

The Board next considered two (2) requests for additional funding and upon a motion by Mr. Torrence seconded by Mr. Carwile, the following amounts were appropriated from unappropriated surplus:

1. $14.00 to budget line item 1302-5401 to pay for a book that references highway route numbers to post office address. This purchase is requested by the Registrar.

2. $8,320.00 to budget line item 4204-1001
637.00 to budget line item 4204-2001
849.00 to budget line item 4204-2002
750.00 to budget line item 4204-2005
73.00 to budget line item 4204-2006
$10,629.00

This money is required for the additional position at the Landfill for the remainder of FY93 as approved previously.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

The Board next considered the proposal drafted by Mr. Rice to provide 977 square feet additional office space for the Health Department in the basement of the building they currently occupy. Mr. Carwile made a motion seconded by Mr. Moore to approve the proposal and present it to the Health Department. The proposal includes renovations estimated at $10,000.00 to enclose an outside stairway for access, addition of a foyer, additional partitions and doorways, and related items. The cost of these renovations are to be amortized and the rent is to be $5.50 per square foot per year or $447.79 per month. Vote: Mr. Jamerson, aye; Mrs.

Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice presented the Board applications from the American Legion to renew their raffle permit for 1993 and from the Spout Spring Ruritan Club to renew their Bingo and Raffle permit. Mrs. Beasley made a motion seconded by Mr. Moore to approve these renewals. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice presented budget line item expenditures for the County Year to Date through December 31, 1992. By consensus, the Board authorized release of this information to the newspapers and to any citizens who desires and requests it.

Mr. Rice presented a proposed schedule for FY94 budget preparation and a draft notice to Department Heads requesting budget information. The Board reviewed these and took no exceptions.

Mr. Rice presented information concerning the real estate for sale at the intersection of Route 727 and 604 where the County operates a solid waste collection site. The sale price of the site is $27,000.00 and is owned by Tom Owens. It comprises 2.63 acres, contains a commercial well at 25 gpm, two commercial entrances, and perks. The Board discussed the possibility of purchasing this site, but took no action.

The Board next considered the cost of providing information to the public and, by consensus, agreed to charge $0.25 per page copied and $10.00 per hour labor to collect, copy, and refile the information.

Mr. Rice next informed the Board of a potential Department of Housing and Urban Development Grant to provide indoor plumbing to certain people. After discussing the possibilities and requirements, Mr. Torrence made a motion seconded by Mr. Carwile to adopt the following resolution:

WHEREAS, the Commonwealth of Virginia, Department of Housing and Community Development has issued a Request for Proposals for participation in the INDOOR PLUMBING/REHABILITATION PROGRAM, and

WHEREAS, assistance is needed to effectively and adequately address the rehabilitation of substandard homes of low-income persons to be served by the County of Appomattox in Appomattox County

WHEREAS, an application for participation in this program has been prepared, and

WHEREAS, Appomattox County agrees to provide the administration for the program to those in need in conformance with the regulations and guidelines of this State Program to include applicable Federal requirements under the HOME Program, and

WHEREAS, Gordon Rice, County Administrator, can act on behalf of Appomattox County and will sign all necessary documents required to complete the proposal process, and

NOW, THEREFORE, BE IT RESOLVED THAT the Board of Supervisors of Appomattox County hereby authorizes Gordon Rice, County Administrator, to apply for and accept participation in and enter into an Agreement with the Virginia Department of Housing and Community Development and undertake any and all actions and responsibilities in relation to such Agreement.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice informed the Board of a request from Dr. Thomas to include a member of the Board of Supervisors on the selection committee considering the proposals from seven (7) architects to provide the School Board with a feasibility study comparing renovation of the middle school to construction of new facility. After discussion and by consensus, the Board asked Mr. Moore to represent them on this committee. The interviews are to be January 26 and 27, 1993 from 12:00 noon to 4:30 P.M.

Mr. Rice next presented the Board the Multi-Jurisdictional Disability Services Board Agreement. After discussion, Mr. Torrence made a motion seconded by Mrs. Beasley to approve the agreement subject to the review of the County Attorney. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye. The agreement is to be on file at the County Administrator's Office and was signed by Mr. Jamerson, Chairman, January 11, 1993.

The Board next considered three (3) variance requests to the Solid Waste Regulations recommended by Hurt & Proffitt, the Landfill Engineers. One dated 11/16/92 asks to design the proposed expansion of the County's landfill using the less stringent EPA regulations. Another dated 12/15/92 asks to install a "witness zone" to isolate and better monitor the expansion area and the third dated 12/30/92 asks to substitute polyethylene pipe for schedule 80 pvc pipe. After review, the Board by consensus agreed to apply to the Division of Waste Management for these three (3) variances.

The Board next considered the purchase of additional casualty insurance to cover costs of claims which may arise subsequent to occurrence. After debate and discussion, the Board took no action.

Mrs. Beasley suggested the County Administrator request from Department Heads inventories of County owned personal property. The Board by consensus directed Mr. Rice to request the inventories.

Mr. Jamerson asked the status of updates to the County Code.

Mr. Rice replied the County Attorney was nearly finished reviewing the comments from the editorial conferences and the various revision resulting from the Board's work sessions. Mr. Jamerson reminded Mr. Rice of the importance of completing these. Mr. Rice committed to report on the completion schedule at the next Board meeting.

Mr. Carwile asked to be and was recognized by the Chair. Mr. Carwile suggested that the County should have options in place regarding the Landfill since it is questionable the County will be able to meet the compliance deadline. Also, Mr. Carwile stated transfer sites appear to have a great deal of potential and made a motion seconded by Mr. Moore to solicit and consider proposal from BFI Inc. and Chambers Development to haul and dispose of the County's waste. Mr. Jamerson asked for discussion of the motion.

Mr. Torrence noted serious decisions have been made based on analysis of costs for various options and the least expensive alternate had been chosen, i.e. for the County to develop and operate a municipal solid waste landfill in conformance with current regulations.

Mr. Jamerson said he did not oppose considering BFI and Chambers for longer range solutions, but does not want to change course now or talk to BFI and Chambers about short range options.

Mr. Moore said he felt we should consider BFI and Chambers in case they have a better deal and also for the longer range solution.

Mr. Carwile noted BFI and Chambers would be interested in contracts from 4 to 20 years duration and felt all options and information had not been considered when the decisions were made.

Mr. Torrence asked if Mr. Carwile was concerned that Chambers is being indicted for fraud and corruption and that BFI's contract had been cancelled in Buckingham County because they were escalating their prices so fast.

Mr. Jamerson stated he felt the citizens had expressed their choice when they voted in favor of the Landfill Bond referendum, i.e. "for the County to take care of their own garbage".

Mr. Moore said he did not agree because the referendum was not fairly presented. He felt all options had not been presented and that citizens had only chosen the least expensive of the options offered.

Mr. Torrence said he felt it would be impossible to meet mandated deadlines if the County changed direction now.

Mr. Moore reasoned that "if the Board had listened to BFI and Chambers earlier, they would not have to be guessing now".

Mr. Torrence wondered if BFI and Chambers would give Appomattox County any better deals than they had given to others. Also, Mr. Torrence reminded the Board that Chamber's proposal had been considered and that the citizens shouldn't be misled.

The discussion continued. At its completion, Mr. Jamerson called for the question. Vote: Mr. Jamerson, nay; Mrs. Beasley, nay; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, nay.

At 10:30 P.M. Mrs. Beasley made a motion seconded by Mr. Moore to adjourn. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Chairman

A joint public hearing of the Appomattox County Planning Commission, the Board of Zoning Appeals, and the Board of Supervisors was held February 2, 1993 at the Courthouse, Courthouse Square, Appomattox, Virginia.

Present (Board of Supervisors):
- Dennis Torrence, Appomattox River District
- Nina B. Beasley, Falling River District
- Russell H. Moore, Piney Mt. District
- Frank H. Carwile, Wreck Island District
- Gordon L. Rice, County Administrator

Absent (Board of Supervisors):
- W. E. "Bill" Jamerson, Courthouse District

Present (Planning Commission):
- Al Sears
- Calvin Tanner
- David Bailey
- Wayne Lewis
- Henry Pack
- Charles Smith
- Russell Moore
- Bill Caldwell, Clerk

Absent (Planning Commission):
- Phillip Mobley
- R. W. Mitchell
- C. A. Moore

Present (Board of Zoning Appeals):
- Matt Lair
- William B. Turner
- Jessee Hancock
- Bruce Drinkard

Absent (Board of Zoning Appeals):
Sharon Bonaventura

Having been duly advertised, the Public Hearing was called to order at 7:34 P.M. by Mr. Dennis W. Torrence, Vice Chairman Appomattox County Board of Supervisors, presiding.

Mr. Torrence introduced the Planning Commission and Board of Zoning Appeals, declared the purpose of the Hearing, and explained the procedure to be followed.

Mr. Torrence asked Mr. Caldwell to read the first petition to be considered. Mr. Caldwell read petition 93-185 of Mr. William E. Briggs. Mr. Briggs is seeking a variance to section 906 of the Zoning Ordinance to permit construction of a detached garage in the side yard. Mr. Briggs' property is zoned R-1 and is located adjacent to Route 1065 between Route 727 and the dead end of Route 1065.

Mr. Torrence asked to hear from anyone favoring this petition. Mr. Briggs spoke from the audience stating the garage would be architecturally compatible with the neighborhood and his home and would "blend in" well with the surroundings.

Mr. Rice reported he had visited the site, felt the chosen location of the garage was a logical choice, noted the lot was about 5 acres large, and that the garage as planned probably would not be offensive to neighbors or visitors.

Mr. Torrence asked to hear comments from anyone opposed to the petition. Hearing none, Mr. Torrence asked Mr. Caldwell to read the next petition to be considered.

Mr. Caldwell read petition 93-186 of Mr. Perry D. Mobley. Mr. Mobley is seeking a conditional use permit to allow operation of a small engine repair shop in an existing outbuilding on his property located adjacent to Route 695 between Route 635 and the Norfolk and Southern Railroad.

Mr. Torrence asked to hear from those favoring the Petition. Mr. Mobley spoke from the audience stating he has been out of work for fifteen (15) years, had had several heart operations, needs the work to help out with living expenses, and there were no objections from his neighbors.

Mr. Torrence asked for other comments in favor of the petition. Hearing none, Mr. Torrence asked to hear from anyone opposed to the petition.

Hearing no response and being no further business to consider, Mr. Torrence declared the Public Hearing closed at 7:40 P.M.

Dennis W. Torrence
Vice Chairman

The regularly scheduled monthly meeting of the Appomattox County Board of Supervisors was held in the Board's Meeting Room, Courthouse Square, Appomattox, Virginia, Monday, February 8, 1993 at 7:00 P.M.

Present:
W. E. Jamerson, Chairman, Courthouse District
Dennis W. Torrence, Vice Chairman, Appomattox River District
Nina Beasley, Falling River District
Frank Carwile, Wreck Island District
Russell Moore, Piney Mountain District

Also Present:
Gordon L. Rice, County Administrator
Thomas W. Lawson, County Attorney (late)

Mr. Jamerson, presiding, called the meeting to order at 7:00 P.M. The invocation was asked for and given by Supervisor Torrence.

Minutes for the Public Hearing of December 8, 1992; Special Meeting of December 29, 1992; telephone poll of December 30, 1992; and regularly scheduled monthly meeting of January 11, 1993 were presented for approval, copies having been transmitted to members of the Board prior to the meeting.

Mr. Carwile made a motion seconded by Mrs. Beasley to dispense with the reading of the minutes. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson asked if there were any corrections, comments, or questions regarding any or all of the minutes. Mr. Rice explained the $4,000.00 appropriated for public welfare should be listed and assigned to category 5301 and the $1,874.00 appropriated for school textbooks was actually appropriated at the January 11, 1993 Board Meeting. Hearing no other comments, Mr. Carwile made a motion seconded by Mr. Moore to accept the minutes as corrected. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next asked to hear from Ms. Sandra Lindsey, Appomattox Resident Engineer for the Virginia Department of Transportation. Ms. Lindsey reported she had recently received a copy of Virginia Department of Transportation's study and recommendations for the highway trust fund allocation formula as required by SJR 188 of 1991. Ms. Lindsey pointed out two (2) proposed changes that would affect Appomattox county. The "threshold" for funding eligibility for unpaved roads is recommended to be increased from 50 vehicles per day to 100 vehicles per day. Ms. Lindsey maintains this would eliminate eligibility of nearly all of the unpaved roads in Appomattox County. Also, the amount of money allocated for unpaved roads is proposed to be reduced from 3% to 1 1/2% of the secondary road funds. Further, the allocation formula for the secondary road funds would be weighted using population as 88% and area as 12% of the determining factor. This is currently weighted based 80% population and 20% area. And finally, Ms. Lindsey pointed out the recommendation excludes projects from the six (6) year plan until all donated rights-of-way have been obtained.

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Dennis W. Torrence, Vice Chairman, Appomattox River District
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Presently, projects can be included based on the probability of receiving donated rights-of-way.

Mr. Jamerson reminded the Board that Road Viewers (one from each Magisterial District) must be soon appointed and asked for suggestions. Mr. Moore stated the Viewers used last year did a good job and suggested they be asked to serve again. The Board by consensus agreed and Mr. Moore is to ask Mr. C. A. Moore, Mr. Torrence to ask Mr. John Ranson, and Mr. Jamerson to ask Mr. V. O. Mims regarding their willingness to serve as Road Viewers again this year. Each is to report their findings at the March Board meeting.

Mr. Jamerson next asked Ms. Lindsey to remain and hear the concerns of Mr. Wesley Ferguson, President of the Country Haven Estates Homeowners Association. Mr. Ferguson asked permission to give the County approximately $25,000.00 toward the Association's total share of $54,024.00 for planned improvements to a section of roadway constructed within the subdivision. Mr. Ferguson explained it would be better for the Association to give the partial payment to the County for safe keeping because there were continual demands on the Association to spend the money for projects other than that for which it was intended. Ms. Lindsey explained and Mr. Ferguson acknowledged, that construction could and would not begin until the entire $54,024.00 was in hand. A lengthy discussion followed. Mr. Lawson, County Attorney, advised an agreement to accept this money would not be illegal. Mr. Jamerson pointed out a resolution by the Homeowner's Association would be necessary before the County could accept the partial payment. After further discussion, Mr. Torrence made a motion seconded by Mr. Moore that the County accept the partial payment and hold the money for the Country Haven Estates Homeowners Association until the Association raised the remaining portion pending execution of an agreement drafted and approved by the County Attorney. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson thanked and excused Ms. Lindsey and Mr. Ferguson. Mr. Torrence made a motion seconded by Mr. Carwile that the County Administrator write letters to Appomattox County's State legislators expressing the Board's concerns regarding Senate Joint Resolution 188 and the study conducted by Virginia Department of Transportation as presented to the Joint Legislative and Audit Review Commission. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next called Mrs. Joyce Jamerson, Assistant Superintendent for Appomattox County Public Schools. Mrs. Jamerson expressed the regrets of Dr. Thomas that he was unable to attend because of a recent death in his family. Mrs. Jamerson presented a request for an appropriation of $708,938.00 for operational expenses of the Board anticipated for March of 1993. Mr. Moore made a motion seconded by Mr. Torrence to appropriate $708,938.00 to the School Board for operational expenses. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mrs. Jamerson next furnished copies of and explained attendance records at the Schools through January, 1993. Mrs. Jamerson pointed our there were currently 2,268 students enrolled which is eight (8) students less than those enrolled in September. Mr. Carwile asked the status of legislation recently introduced at the General Assembly regarding free textbooks at all schools. Mrs. Jamerson explained the version of the new legislation that has advanced furthest stated free textbooks will be mandatory only if total funding is provided by the General Assembly.

Being no further questions, Mr. Jamerson thanked and excused Mrs. Jamerson and asked to hear from Mr. Greg Hawley, Director of the Southside Virginia Business and Education Committee. Mr. Hawley presented a brochure on the Southside Virginia Business and Education Committee and introduced himself. Mr. Hawley explained the Southside Virginia Business and Education Committee was established by the General Assembly "to provide a resource for business and schools that are interested in developing partnerships which may be mutually beneficial". Mr. Hawley provided many examples of such partnerships such as businesses training teachers to provide specific needs, etc. Mr. Hawley also explained the structure of the Commission, funding sources, current ongoing programs in adjacent areas, and plans for Appomattox County. Mr. Hawley concluded by assuring the Board no funding would be requested from Appomattox County this year.

Mr. Jamerson thanked Mr. Hawley and called on Mr. Charlie Peterson, Landfill Supervisor. Mr. Peterson presented graphs showing tons of solid waste received per month and reported 864 tons were received in January. Mr. Jamerson noted the tons per month data would be more meaningful after more date has been collected for comparison. Mr. Jamerson asked that the tonnage delivered by the Towns of Appomattox and Pamplin be tracked. Mr. Peterson also reported $10,860.00 in gate billings had been received in January. Mr. Peterson next asked permission for he and Mrs. Carter to attend a conference in Richmond. After discussion, Mr. Torrence made a motion seconded by Mrs. Beasley that the County pay $150.00 each for Mr. Peterson's and Mrs. Carter's registration to the Solid Waste Association of North America's Annual Virginia Management Conference in Richmond, Virginia April 26, 27, and 28, 1993; two (2) night lodging; and meals. The total expenses being $300.00 registration plus $340.00 lodging plus $60.00 meals or $700.00. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, nay; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next reported to the Board on a meeting in Richmond which he, Mr. Peterson, Mr. Dickerson of Hurt and Proffitt, and Mr. Rice had with Mr. William L. Woodfin, Jr., Director of Virginia Department of Waste Management and his assistant, Mr. James Adams, January 23, 1993. Mr. Jamerson pointed out the contingency was very cordially received. He continued by explaining the status of the County's landfill was reviewed in depth as was the County's intentions and future plans as they related to the proposed and current regulations. Following the meeting Mr. Rice wrote a letter to Mr. Woodfin January 23, 1993 summarizing the meeting and asking permission to close areas designated as E, F, and G in accord with Amendment 1 of the Solid Waste Management Regulations. A copy of the January 23, 1993 letter was furnished the

Board members for their review. Mr. Peterson added Mr. Adams was to soon visit the County's landfill and review the operations on site. Mr. Jamerson explained there was further information regarding the Consent Decree he would like to discuss in executive session since litigation is still pending. Being no further questions for Mr. Peterson, Mr. Jamerson asked for a motion to enter into an executive session.

Mrs. Beasley made a motion seconded by Mr. Moore that the Appomattox County Board of Supervisors in accord with Section 2.1-344 of the Code of Virginia enter into an executive session to discuss personnel matters and receive legal advice of counsel. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

On a motion by Mr. Moore seconded by Mrs. Beasley, it was resolved the Board of Supervisors return to regular session at 9:52 P.M. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

On a motion by Mr. Torrence seconded by Mr. Carwile, the Following resolution was adopted:

WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox county Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification motion applies, and (ii) only such public business matters as were identified in the motion convening the executive meeting were heard; discussed or considered by the Appomattox County Board of Supervisors.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Torrence made a motion seconded by Mr. Carwile that competitive sealed bids or competitive negotiations may be required by the Board of Supervisors for purchases under $15,000.00. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson reported another meeting with the Department of Waste Management in Richmond has been scheduled for 10:00 A.M. Thursday February 11, 1993 and invited all Board members to attend if possible. Mr. Jamerson stated he, the landfill engineer (Mr. Earl Dickerson), Mr.

Peterson, and the County Administrator were also invited and planned to attend.

Mr. Rice reported services of a independent auditor must be obtained prior to April 1, 1993 to audit County records for FY93 and furnished for review and approval copies of a suggested Request for Proposals and Specifications. After review and discussion, Mr. Moore made a motion seconded by Mr. Torrence to approve the Request for Proposal and Specification and to appoint Dr. Thomas, Treasurer Belter, the County Administrator, and Supervisor Carwile as a committee to review proposals and make recommendations to the Board.

Mr. Jamerson reported the Solid Waste Seminar to be presented by Joyce as discussed at the January 11, 1993 meeting has been rescheduled for February 12, 1993 and the fee has been set at $140.00. After some discussion, the Board by consensus asked Mr. Rice to attend and report findings to the Board.

Mr. Rice informed the Board the tour of Lee's Retreat culminating at the Historical Park has been scheduled by Park Officials for April 22, 1993 leaving from the Park at 8:00 A.M.

Mr. Rice reported on a request from Flanders Enterprises of Miami, Florida to purchase used shoes and clothing for recycling. Flanders is looking for large and baled quantities. After discussion, the Board by consensus directed Mr. Torrence to ask the Central Virginia Planning District Commission to investigate these possibilities on a regional basis.

Mr. Rice presented the Board a bill for $260.00 from Lynchburg Business Machines for a service contract on the office copy machine in the Administrator's Office. After discussion Mrs. Beasley made a motion seconded by Mr. Carwile to pay $260.00 to Lynchburg Business Machines. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

The Sheriff has asked for $50.00 to pay a bill to fix his computer. The Board by consensus feels this should be an eligible budgeted expense and requests the Sheriff to pay from within his budget.

A bill was presented and considered from the Chamber of Commerce for $260.00 to pay expenses of the Community of Candles festival. $200.00 had been approved and budgeted for this purpose. Mr. Moore made a motion seconded by Mr. Torrence to authorize payment of $260.00. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

A request from the Treasurer to attend a training session in Roanoke was presented and considered. After discussion, Mrs. Beasley made a motion seconded by Mr. Moore to approve payment of $50.00 registration fee and travel expenses for the Treasurer to attend a training session in Roanoke March 9, 1993. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Telephone service and expenses was next considered. Costs have exceeded budgeted amounts because of installation of a direct line to Lynchburg. After considerable discussion, Mr. Carwile made a motion seconded by Mr. Torrence to appropriate an additional $700.00 to pay telephone bills and for the Administrator to conduct a cost analysis of the direct line to Lynchburg. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Next the Board considered several requests for budget line item transfers. After review, Mr. Carwile made a motion seconded by Mr. Torrence to approve the following budget line item transfers:

1. $2500.00 from 4203-5408 to 4203-3004 to replace transmission in 1982 Ford packer truck.
2. $300.00 from 7205-1003 to 7205-5804 to pay for required training.
3. $60.00 from 1302-3007 to 1302-5201 to pay for postage.
4. $30.00 from 1302-3007 to 1302-5801 to pay dues for the Registrar's Association.
5. $1000.00 from 1213-1003 to 1213-5401 for office supplies.
6. $440.00 from 4206-1003, 4206-2001, 4206-2009 to 4206-5401 to pay for educational materials.
7. $200.00 from 3301-8001 to 3301-5203 to cover telephone expense.
8. $500.00 from 3301-5201 to 3301-5405 to cover medical expenses.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

The Board next considered the recording of the Board's minutes. Costs were compared and security discussed. Following the discussion, Mr. Carwile made a motion seconded by Mrs. Beasley to commence with the July 1992 minutes using the smaller sized minute books (8 1/2" x 11") with single spaced typing on both the front and back of the page. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice reported the Planning Commission recommendations. After discussion, Mr. Moore made a motion seconded by Mr. Carwile to approve as recommended the Conditional Use permit for Mr. Perry D. Mobley to operate a small engine repair shop at his home on Route 695. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Carwile reported on the Community Center Board's work and the status of their study regarding fees charged for use of the Community Center. Mr. Carwile further informed the Board a special meeting has been called February 16, 1993 at 6:00 P.M. to further study the issue.

Mr. Jamerson presented the appropriation requests for March. After consideration and discussion, Mr. Carwile made a motion seconded by Mr. Moore to approve the following appropriations:

Welfare	$55,000.00
Welfare(supplemental appropriation for Feb.)	5,000.00
Board of Supervisors	4,000.00
County Administrator	10,500.00
Commissioner of Revenue	12,500.00

Treasurer	12,900.00
Registrar	3,400.00
Circuit Court	500.00
General District Court	200.00
J & D Court	200.00
Clerk of Circuit Court	4,000.00
Sheriff Serving Civil Papers	3,500.00
Commonwealth's Attorney	5,000.00
Sheriff	73,000.00
Town Police County	9,000.00
Sheriff Drug Prevention	7,000.00
Crime Prevention	3,250.00
CADRE	500.00
Volunteer Fire Department	4,600.00
Jail Operation	8,300.00
Building and Housing	4,300.00
Animal Control	2,700.00
Refuse Collection	5,000.00
Refuse Disposal	18,000.00
General Properties	17,967.75
Housing Rental Assistance	1,196.51
Recreational Department	4,300.00
Community Center Building	1,100.00
Office of Youth	3,000.00
County Library	7,500.00
Board of Zoning Appeals	500.00
Community Development	3,000.00
TOTAL	$290,914.26

Appropriation for Landfill Bond Money for the month of February 1993 in the amount of $9,990.47.

Appropriation for the Library Fund for the month of February 1993 in the amount of $3,340.93.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Carwile made a motion seconded by Mrs. Beasley to adjourn at 10:45 P.M. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Chairman

A special meeting of the Appomattox County Board of Supervisors was held at 11:00 A.M. February 18, 1993 in the Board's meeting room adjacent to the Circuit Court Clerk's office. The meeting was requested by Supervisors Jamerson and Torrence to consider the effects to surrounding areas of the Environmental Hazard Zoning Districts and the possibility of amending and reenacting the County Zoning Ordinance.

Mr. Jamerson presiding called the meeting to order at 11:00 A.M.

Present:
W. E. "Bill" Jamerson, Chairman, Courthouse District
Nina B. Beasley, Falling River District
Frank H. Carwile, Wreck Island District
Russell H. Moore, Piney Mt. District
Dennis W. Torrence, Appomattox River District
Also Present:
Thomas W. Lawson, County Attorney
Gordon L. Rice, County Administrator

Mr. Torrence made a motion seconded by Mrs. Beasley to waive the five (5) day notice for a Special Meeting in accord with Virginia Code section 15.1-538. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

The County Attorney, Thomas W. Lawson, was present and also agreed to the waiver of notice.

All members of the Appomattox County Board of Supervisors and the County Attorney signed a written waiver of the notice and Chairman Jamerson directed the County Administrator to file the waiver in the office of the County Administrator.

After review, discussion and consideration, Mr. Torrence made a motion seconded by Mr. Moore to adopt the following resolution:

WHEREAS, it is the finding of the Board of Supervisors that the public necessity, convenience, general welfare, and good zoning practice require that the Board initiate zoning ordinance text and map amendments pertaining to the permitting of activities which involve or may involve environmental hazards having detrimental effect to the surrounding areas and for the purpose of amending and reenacting the County Zoning Ordinance as so amended.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Appomattox County:

1. That Article VIII, Section 811, Environmental Hazard District EH, be repealed.

2. That Article V, Section 501 be amended by deleting EH Environmental Hazard District from the zoning districts allowed in the County.

3. That Article VII, Section 701.03, Non-conforming Uses of Land, subsection 1 be amended to read in its entirety as follows:

1. A nonconforming use may be enlarged or increased or extended to occupy a greater area not exceeding fifty percent of the area that was occupied at the time of the enactment of or amendment to this ordinance. Nonconforming public use facilities which have received an operations permit from a state agency may be enlarged, increased or extended to occupy a greater area not exceeding the area for which such facility was permitted by such state agency at the time of the enactment of or amendment to this ordinance.

4. That Article X, Section 1009 be repealed.

5. That Article X, Section 1011, Solid Waste Disposal Site Requirements, be repealed.

6. That Article X, Section 1012, Hazardous Materials Storage and Treatment Facilities Requirements, be repealed.

7. That Tax Map Parcel 66(A)29, owned by the County of Appomattox and consisting of 234 acres, more or less, located on Route 632 approximately 2.4 miles from its intersection with 634 in the Clover Hill magisterial district, be rezoned from EH Environmental Hazard District to A-1 Agricultural District.

8. That Tax Map Parcel 17(A)29, owned by Mabel C. Moore, consisting of 157.66 acres, more or less, located on Route 683 approximately 1.6 miles from the intersection of Route 683 and 611 in the Stonewall magisterial district be rezoned from EH Environmental Hazard District to A-1 Agricultural District.

9. That the Appomattox County Zoning Ordinance and official zoning map, as amended herein, be readopted and reenacted.

That the County Administrator shall prepare the appropriate applications for the zoning map amendments proposed in this Resolution and that this Resolution and the completed rezoning applications shall be referred to the Planning Commission for its recommendation.

That these provisions shall be effective upon enactment.

After further discussion Mr. Jamerson called for the question. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, abstain; Mr. Moore, aye; Mr. Torrence, aye.

Also, the Board by consensus directed the County Administrator to schedule a joint Public Hearing of the Appomattox County Planning Commission and the Appomattox County Board of Supervisors at 7:30 P.M. Thursday March 11, 1993 amending and reenacting the County Code in accord with the Resolution just passed. The Hearing is to be held in the Courthouse following appropriate Public Notice.

The Board also directed the County Administrator to prepare rezoning applications for all properties zoned Environmental Hazard District.

Being no further business to consider, Mrs. Beasley made a motion at 11:43 A.M. seconded by Mr. Carwile to adjourn. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Chairman

A joint public hearing of the Appomattox County Planning Commission and the Appomattox Board of Supervisors was held March 2, 1993 at the Courthouse, Courthouse Square, North Court Street, Appomattox, Virginia to consider petitions seeking Conditional Use Zoning Permits.

Present (Board of Supervisors)
- Dennis Torrence, Appomattox River District
- Frank Carwile, Wreck Island District
- Russell Moore, Piney Mt. District
- Nina Beasley, Falling River District
- Gordon Rice, County Administrator

Absent (Board of Supervisors)
- W. E. Jamerson, Courthouse District

Present (Planning Commission)
- Al Sears
- Calvin Tanner
- David Bailey
- Wayne Lewis
- Henry Pack
- Charles Smith
- Russell Moore
- Bill Caldwell, Assistant Clerk

Absent (Planning Commission)
- C. A. Moore
- R. W. Mitchell
- Phillip Mobley

The public hearing having been duly advertised was called to order at 7:32 P.M. by Vice Chairman D. W. Torrence, presiding. Mr. Torrence announced the purpose of the hearing, explained the procedure and asked Mr. Caldwell to read the first petition to be considered.

Mr. Caldwell read petition 93-187 of J. I. and D. R. Kent seeking a Conditional Use Permit to allow a licensed and regulated shooting preserve on a 100.41 acre parcel fronting on Route 654 between Route 60 and Route 24. The property is zoned A-1.

Mr. Torrence asked to hear from the applicant. Mr. Kent explained he was proposing to establish a hunting preserve following the regulations of the State Game Commission and that the Commission was withholding review of the application pending an approved Zoning Permit. Mr. Kent further explained he intended to purchase game birds, release them on his property, and charge hunters to hunt and kill the birds. Mr. Kent stated he only intended to clear enough land to establish habitat for the birds, that he would personally accompany the hunters, the only home in the vicinity was that of Mr. John Brown, and that he felt there would be no detrimental environmental impact.

Mr. Carwile questioned the difference between a game preserve and a shooting preserve. Mr. Rice explained a game preserve preserved game and a hunting preserve was where game was hunted and destroyed.

Mr. Kent continued by explaining he intended to purchase the birds from a company in Fluvanna County that raises and sells birds for this purpose. The price of each game bird is about $3.00. Also, Mr. Kent stated the preserve would be identified with signs posted about 50 yards apart along the boundary and that the hunting season would run from about October 1 to March 31 with no hunting allowed on Sundays.

Mr. Torrence asked to hear from those opposed to the petition. Mr. John Brown, a neighbor, spoke in opposition. Mr. Brown stated he would like some assurance Mr. Kent would accompany all hunters. He is concerned for the safety of his family. Mr. Brown also expressed concern hunting dogs would get loose and roam outside the preserve's boundaries. Mr. Brown continued by expressing his main objection - disruption of solitude. Mr. Brown explained he works in Lynchburg and commutes to his home in Appomattox so he can enjoy the quiet solitude and that he resented the intrusion of rather constant gun shots six (6) months out of the year.

Laurie Lencina spoke next in opposition. She stated she and her family just moved in last July looking for secluded privacy. Ms. Lencina also stated concern for safety since she walks a lot in the woods. She reasoned the objective of the purposed shooting preserve was to get as many people as possible to come and shoot guns and she expects there will be 3 or 4 shoots per hours six(6) months per year. Ms. Lencina also expressed concern dogs and hunters will trespass onto her property.

Mr. Carwile reasoned the weapons used would be 16 gauge or 20 gauge shotguns with low power shells (No. 8 or 9) and a range of 50 to 60 yards. Mr. Carwile also asked if there was any intent to hunt game requiring rifles, such as deer. Mr. Kent assured Mr. Carwile there was no such intent.

Mr. Torrence asked to hear from anyone else concerned. Hearing no response, Mr. Torrence asked Mr. Caldwell to read the next petition to be considered. Mr. Caldwell read petition 93-188 of the Appomattox Rescue Squad. The Rescue Squad is seeking a Conditional Use Permit to construct a garage and headquarter facility at the corner of Route 460 and Route 635 just east of Appomattox Town's limits.

Mr. Torrence asked to hear from those in favor of the petition. Mr. Junior Beasley, a member of the Rescue Squad, spoke explaining the Rescue Squad had outgrown their current facilities and this parcel, assessed at $30,000.00, would be sold to the rescue squad for $7,500.00. Also, the parcel has existing access to electricity and cable T.V. Mr. Beasley continued by informing the Boards he had talked to all neighbors. None objected to the proposal, and he had received one (1) letter expressing support.

Further, Mr. Beasley informed the Boards he would soon meet with the Appomattox Town Council. The Appomattox Fire Department may also be interested in moving because of lack of parking at their present location.

Mr. Torrence asked to hear from anyone else favoring the Petition. Hearing no response, Mr. Torrence asked to hear from anyone opposing the Petition. Hearing no response, Mr. Torrence declared the hearing closed at 7:58 P.M.

Chairman

The regularly scheduled monthly meeting of the Appomattox County Board of Supervisors was held in the Board's Meeting Room, Courthouse Square, North Court Street, Appomattox, Virginia, Monday, March 8, 1993.

Present:
W. E. Jamerson, Chairman, Courthouse District
Dennis W. Torrence, Vice Chairman, Appomattox River District
Nina Beasley, Falling River District
Frank Carwile, Wreck Island District
Russell Moore, Piney Mountain District

Also present:
Gordon L. Rice, County Administrator
Thomas W. Lawson, County Attorney

Mr. Jamerson, presiding, called the meeting to order at 7:00 P.M. The invocation was given by Supervisor Moore.

Minutes of Board's meetings of February 2, 1993 were presented for approval, copies having been transmitted to members of the Board prior to the meeting.

Mr. Carwile made a motion seconded by Mrs. Beasley to dispense with the reading of the minutes. Vote: Mr.Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson asked if there were any corrections, comments, or questions regarding any of the minutes. Messrs. Jamerson, Carwile, and Torrence recalled the motion to forgo competitive sealed bidding or negotiation is to be optional for contracts and services under $15,000.00. Mr. Carwile made a motion seconded by Mrs. Beasley to approve the minutes with the correction as noted. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Torrence asked the Chairman if he would add Mrs. Eleanor Leonard of the Arts Council to the agenda. Mrs. Leonard asks to appear to discuss a possible grant application on behalf of the Council. Mr. Jamerson agreed to hear Mrs. Leonard after Mrs. Nix's appearance.

Mr. Jamerson then called Ms. Sandra Lindsey, Resident Engineer of the Virginia Department of Transportation. Ms. Lindsey spoke reminding the Board of the Secondary Road Hearing scheduled for April 12, 1992 at 6:00 P.M. and that the hearing needs to be duly posted and published. Ms. Lindsey also reported JR188 concerning secondary roads funding had been sent back to committee for further study with no action taken by this year's state legislature. After some discussion, Mr. Torrence made a motion seconded by Mr. Carwile to appoint Messrs. V. O. Mims, John Ranson, Jr., and C. A. Moore as road viewers for 1993. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next called Mr. Charlie Peterson, Landfill Supervisor. Mr. Peterson reported 43.2 tons of solid waste was received in February. Mr. Jamerson noted an executive session would be required to discuss possible sites for a transfer station to replace the one at the intersection of Route 604 and Route 727. Mr. Jamerson also noted there were several items to be discussed regarding the proposed new construction at the landfill and suggested they too be delayed until after those wishing to address the Board had been heard. Mr. Jamerson then asked if any Board members had questions for Mr. Peterson on other matters. Mr. Torrence asked Mr. Peterson and Mr. Moore if the transfer site at Oakville had been repaired to everyone's satisfaction. Messrs. Peterson and Moore replied it had. Mr. Jamerson then excused Mr. Peterson and asked he wait a few minutes before the executive session is called.

Mr. Jamerson next called Mrs. Janet Belter, Treasurer. Mrs. Belter presented financial reports for January and February and requested approval of payment of $78.91 for a bill from the Law Library. A discussion of the County's financial situation followed. Mrs. Belter noted the County's General Revenue fund was slightly ahead of last year's and attributed the improvement to reduced spending.

Mr. Jamerson thanked and excused Mrs. Belter and called on Dr. Thomas, Superintendent of Schools. Dr. Thomas asked for an appropriation of $691,000.00 for April's school expenses. Dr. Thomas also reported one (1) student had been added since February and student population now stood at 2269. Mr. Carwile made a motion seconded by Mrs. Beasley to appropriate $691,000.00 to cover the Schools' operational expenses for

April, 1993. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Thomas next explained a change to the Schools' accounting system. The money collected at the schools' cafeterias was now deposited into the General Fund and school cafeteria personnel are paid as the other school's personnel. Previously this money had been separately collected and dispensed. This change was recommended by the auditors and required by the new software recently initiated by the School Board's administrative staff. To accomplish this, Mr. Thomas asked the Board to appropriate $194,084.00 for FY93's budget and reminded them this was "pass through" monies. Mr. Moore made a motion seconded by Mr. Torrence to appropriate $194,084.00 to the Schools' operating funds for FY93 to accommodate the changed accounting methods used for monies collected at the schools' cafeteria. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Thomas next reported the final "walk through" for the new construction at the Primary School and High School was scheduled for tomorrow, March 9, 1993.

And finally, Mr. Thomas reported the selection committee would recommend an Architect to do the feasibility study for the middle school at the School Board's meeting Thursday March 11, 1993.

Mr. Jamerson thanked and excused Dr. Thomas, and noted the Board was ahead of schedule. Mrs. Nix scheduled to appear next had not yet arrived and, therefore, called to hear from Mrs. Eleanor Leonard of the Arts Council.

Mrs. Leonard distributed to the Board a written history of the Appomattox Arts Council, their past accomplishments, their objectives, and their proposed FY94 budget. Mrs. Leonard explained the Arts Council was asking for $1500.00 matching money from the County which would make them eligible for a grant of $1500.00 from the Virginia Commission of the Arts. She also explained the Council needed a commitment prior to April 1, 1993 which was the deadline for the grant application. A lengthy discussion followed and it was determined the Arts Council could apply for the grant without committed money from the County. The Board by consensus agreed to consider the Council's request along with all others during the budget preparation process.

Mr. Jamerson thanked and excused Mrs. Leonard assuring her she would be notified of the Board's decision on her request as soon as the budget had been finalized.

Mr. Jamerson next called on Mrs. Beckie Nix president of the Appomattox Chamber of Commerce. Mrs. Nix reviewed the Chamber's progress toward state accreditation of the proposed tourists information center and explained the schedule they were working under, which called for completion of the accreditation program by December of 1993.

Mrs. Nix next reviewed the request for funds. She pointed out the accreditation process requires manning the information center 8 hours per day seven days per week and that the process would require additional expenses such as signage. She asked that the County fund a volunteer coordinator for the Chamber or establish and fund a County position to handle these duties. The total funding sought is $30,000.00 for FY94. A discussion of the benefits of promoting tourism in Appomattox followed. At the conclusion, Mr. Jamerson thanked and excused Mrs. Nix and assumed her the Board would carefully consider this request as they develop the County's FY94 budget.

Mr. Jamerson then asked the Board to consider the recommendations of the Planning Commission. The Planning Commission recommends approval Petition 93-187 from from John I. and D. R. Kent for a Conditional Use permit to operate a shooting preserve on their property on Route 654 and recommends approval of Petition 93-188 from the Appomattox Rescue Squad for a Conditional Use permit to construct a garage and headquarters facility at the intersection of Routes 460 and 635. After discussion, Mr. Torrence made a motion seconded by Mr. Moore to approve Petition 93-187 of John I and D. R. Kent for a Conditional Use Permit. Vote: Mr. Jamerson, abstained; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson explained he abstained from voting because he was not present at the Public Hearing.

Mr. Carwile made a motion seconded by Mr. Moore to approve Petition 93-188 of the Appomattox Rescue Squad for a Conditional Use Permit. Vote: Mr. Jamerson, abstained; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson explained he abstained from voting because he was not present at the Public Hearing.

Mr. Jamerson next asked the Board to consider entering Executive Session to consider property for a transfer station and receive legal advice concerning pending litigation.

Mr. Carwile made a motion seconded by Mrs. Beasley, that the Appomattox County Board of Supervisors in accord with Section 2.1-344 of the Code of Virginia enter into an executive session to discuss legal matters and possible acquistion of real estate. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

On a motion by Mr. Torrence seconded by Mr. Carwile, it was resolved the Board of Supervisors return to regular session. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

On a motion by Mr. Torrence seconded by Mr. Carwile, the following resolution was adopted:

WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification motion applies, and (ii) only such executive matters were heard; discussed or considered by the Appomattox County Board of Supervisors.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson summarized the status of the proposed landfill construction. Mr. Torrence made a motion seconded by Mrs. Beasley to advertise for bids to open new cell "I" and close sections "E" and "F" as soon as possible. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Carwile stated that if this was the consensus of the Board, the Board should proceed with all possible speed because he felt the County would be dollars ahead.

Mr. Moore stated that he felt there was no other feasible choice and he was pleased the County could proceed with such a large cell.

Mr. Jamerson next asked the Board to consider the request of the Central Virginia Economic Development Corporation to help fund the administrations of the Central Virginia Economic Development Corporation.

After discussion, Mr. Carwile made a motion seconded by Mrs. Beasley to not provide financial support for the Central Virginia Economic Development Corporation. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next asked the Board to consider a request from the Appomattox River Water Authority to appoint a representative to a Watershed Management Committee for the Lake Chesdin watershed. After discussion, Mr. Torrence made a motion seconded by Mr. Carwile to appoint someone to represent Appomattox County on the Lake Chesdin Watershed Management Committee and ask Mr. Berk Drinkard if he would serve in this capacity. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next asked the Board to consider the application of the Veterans of Foreign Wars for a Bingo and Raffle Permit. Messrs. Torrence and Jamerson reminded the administrator that Bingo was not allowed in the Community Center. Mrs. Beasley made a motion seconded by Mr. Moore to approve the Bingo and Raffle Permit for the Veterans of

Foreign Wars Post 9855. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice informed the Board of two (2) upcoming seminars - one (1) sponsored by the State Division of Tourism March 28-30 in Richmond and one (1) sponsored by the Department of Economic Development March 24, 1993 in Lynchburg. After discussion, Mr. Torrence made a motion seconded by Mr. Carwile to send Mr. Rice and Mr. John Caldwell to the seminar March 24 in Lynchburg for a total cost of $50.00. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Torrence, aye.

Mr. Jamerson next asked Mr. Carwile to report on the status of the Community Center Board's "user's fee" work. Mr. Carwile explained the procedure used to develop the policy and submitted for consideration the recommended user's fee schedule and policy:

1. Building utilization will be on a 1st come - 1st served basis, with the exception of those organizations which have established a contractual agreement with the Community Center for regular use.

2. There will be no fee for building utilization for nonprofit organizations during normal operation hours (generally 8:30 a.m. to 5:00 p.m. Mon-Fri, excluding Holidays) when proper application has been made at least 24 hours in advance.

3. There will be no fee for County supported nonprofit organizations for after-hours use upon proper application, building availability, and designation of a responsible person who may check-out the building key and will ensure building maintenance and integrity.

4. There will be no fee for government or political sub-division organizations for regular or after-hour use upon proper application, building availability, and designation of a responsible person who may check-out the building key and will ensure building maintenance and integrity.

5. There will be no fee for nonprofit youth organizations which by their charter or definition are established for youth under 18 years of age upon proper application, building availability, and designation of a responsible person who may check-out the building key and will ensure the building maintenance and integrity.

6. All nonprofit groups and/or organizations not previously mentioned shall pay $10.00 per hour for after-hour building utilization, upon proper application and building availability.

7. All profit groups and/or organizations shall pay $10.00 per hour for building utilization regardless of time or use, upon proper application and building availability.

8. The Community Center Director, or designee, will determine proper identification of "responsible person" in all areas previously mentioned.

9. Any group or organization additionally wanting to use the kitchen facilities as part of their building utilization will be required to submit a $25.00 security deposit at the time of proper application, and depending upon availability. The security deposit is refundable upon satisfactory inspection of facilities by the Center Director, or designee, upon completion of use.

10. The $10.00 per hour fee charged for after-hour use (profit or nonprofit), shall be used to defray the expense of providing a Community Center staff person.

11. At all times after regular hours when the building is to be utilized and a "responsible person" for specified groups as defined above is not present, the Community Center will provide a staff person to be available to open the building, ensure integrity of the building during its use, and secure the building upon completion of utilization.

A small cadre of staff persons should be established for "on-call" use and paid a reasonable hourly wage. The Community Center Director, or designee, could develop this cadre of personnel.

After discussion, Mrs. Beasley made a motion seconded by Mr. Torrence to adopt the policy recommended by the Community Center Board. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next informed the Board of the Virginia Department of Transportation's 1993 Spring Preallocation Hearing for Interstate, Primary, and Urban Systems and for Mass Transit to be held at the Lynchburg District Office April 5, 1993 at 10:00 A.M. and asked that any Board member interested in attending notify Mr. Rice for arrangements.

Mr. Jamerson next asked Mr. Rice to review the recent complaints from attorneys regarding Subdivision and Plat review and approval. A general and rather lengthy discussion followed including comments from the County Attorney. At the conclusion of the discussion, Mr. Jamerson suggested a letter to local attorneys asking them to schedule some time for plat review and pointing out the requirements of the subdivision ordinance might clear up some of the misunderstandings.

Mr. Jamerson next asked Mr. Torrence to review the status of Mr. Horace Coleman's appointment to the Advisory Council of the Central Virginia Area Agency on Aging and the subsequent determination by the Central Virginia Area Agency on Aging's Board that Mr. Coleman was ineligible. Mr. Torrence reviewed the situation and suggested someone else be appointed. Mr. Moore commented and concurred. Mr. Torrence asked he have an opportunity to talk to Mr. Coleman before another was appointed. The Board by consensus agreed to the suggested action.

Mr. Jamerson next asked the Board to consider the recent day of snow (February 25, 1993) when several employees were unable to get to work because of the heavy snow. After discussing the situation, the Board agreed by consensus that any employee not working on Friday be required to charge their time off to vacation.

Mr. Jamerson next recognized Mr. T. W. Lawson, County Attorney. Mr. Lawson asked the second half of his FY93 County Attorney's fee ($6,000.00) be paid. Mr. Carwile made a motion seconded by Mrs. Beasley to pay Mr. Lawson $6,000.00 for attorney fee from January 1, 1993 to June 30, 1993. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Lawson also asked permission to attend a conference. Mr. Torrence made a motion seconded by Mrs. Beasley to pay expenses estimated at $200.00 for Mr. Lawson to attend the Commonwealth Attorneys Association training session in Williamsburg during the last week of March. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

And finally, Mr. Lawson asked the County to pay for two rape tests needed to collect evidence for a court case. After discussion, Mr. Carwile made a motion seconded by Mr. Moore to pay $198.25 to Lynchburg General Hospital and Lynchburg Emergency Physicians for testing for a rape case. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next informed the Board Mrs. Virginia Berkley from Gravel Hill Baptist Church had asked for an exemption to the utility tax and that Mr. Lawson was asked to check the legal requirements and report to the Board.

Mr. Jamerson next informed the Board Stonewall Vineyards asks the Bonding requirement for the Outdoor Entertainment Permit for their May Fest be waived again this year. After discussion, Mr. Moore made a motion seconded by Mr. Carwile to waive the Bonding requirement for permitting Stonewall Vineyards Entertainment Festival May 15, 1993. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next asked the Board to consider requests for several line item transfers. After review, Mrs. Beasley made a motion seconded by Mr. Carwile to approve the following line item transfers:

Recreation -$1500.00 from 7102-1003 to 7102-7001 to purchase soccer goals

Maintenance - $300.00 from 4302-5102 to 4302-5407 for repairs and 300.00 from 4302-5101 to 4302-5407 to build a holding cage at the Animal Shelter

Registrar - $87.00 from 1301-5401 to 1302-5201 for Postage

Circuit Court - $290.00 from 2101-3005 to 2101-5203 to pay Magristrates' telephone bill

Animal Control - $100.00 from 3501-3002 to 3501-3004 for new water pump

Office of Crime Prevention - $200.00 from 3108-5401 and $149.00 from 3108-5501 to 3108-7001 for a new computer monitor

Clerk Circuit Court - $1000.00 from 2106-5415 to 2106-5401 for office supplies
Appomattox Fire Department - $150.00 from 3202-5404 and $713.17 from 3202-5608 to 3202-5102 to pay heating bills

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mrs. Beasley, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next ask the Board to consider several request for appropriations from unappropriated surplus. After reviewing the requests, Mrs. Beasley made a motion seconded by Mr. Moore to appropriate:

Commissioner of Revenue - $62.15 to 1209-5401 for office supplies
Sheriff's Dept. - $198.25 to 3102-3011 for Rape test
$2755.67 - Unemployment Insurance(All departments-2009)

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next asked the Board to consider a request from the Historical Society to waive the landfill disposal fee for the waste generated from their latest project - relocating a donated log cabin to the Cloverhill Living History Village. After discussion, the Board by consensus decided not to bill the Society for these disposal fees.

Mr. Jamerson next asked the Board to consider a request from the Administrator to pay auto expenses incurred during a recent trip to Richmond on County business - towing fee $45.00, cab $5.00, and parking ticket $8.00. After discussion, Mr. Carwile made a motion seconded by Mrs. Beasley to reimburse the Administrator for these expenses. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next asked the Board to consider appropriation requests. After discussion Mrs. Beasley made a motion seconded by Mr. Carwile to appropriate the following amounts for operating expenses for April, 1993:

5301	Welfare	$55,000.00
1101	Board of Supervisors	6,000.00
1201	County Administrator	10,500.00
1204	Legal Services	6,050.00
1209	Commissioner of Revenue	12,500.00
1213	Treasurer	12,900.00
1302	Registrar	2,975.00
2101	Circuit Court	275.00
2102	General District Court	200.00
2105	J & D Court	300.00
2106	Clerk of Circuit Court	4,000.00
2107	Sheriff Serving Civil Papers	3,500.00
2109	Court Services Unit	100.00
2201	Commonwealth's Attorney	5,000.00
3102	Sheriff	73,000.00
3103	Town Police County	9,000.00

3104 Sheriff Drug Prevention	7,000.00
3108 Crime Prevention	3,250.00
3106 CADRE	1,000.00
3202 Volunteer Fire Department	5,100.00
3301 Jail Operation	8,300.00
3401 Building Inspection	4,300.00
3501 Animal Control	2,700.00
4203 Refuse Collection	5,000.00
4204 Refuse Disposal	28,000.00
4302 General Properties	12,000.00
5105 Contributions	3,500.00
5309 Housing Rental Assistance	1,143.22
7102 Recreation Department	4,300.00
7104 Community Center Building	1,000.00
7205 Office on Youth	3,400.00
7301 County Library	8,000.00
8111 Board of Zoning Appeals	100.00
8303 Community Development	5,700.00
TOTAL	305,093.22

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next asked the Board to consider bills for stream water sampling and testing at the Landfill. After discussion, Mr. Torrence made a motion seconded by Mr. Carwile to pay Central Virginia Laboratories and Consultants, Inc. $347.50 for surface water testing at the Landfill December 12, 1992 as authorized by Mr. Charlie Peterson, Landfill Supervisor. The money is to be paid from the proceeds of the Landfill Bond. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next asked the Board to consider payment of an invoice for library supplies. After discussion, Mr. Moore made a motion seconded by Mrs. Beasley to pay $62.47 to Baker and Taylor for children's videos. The invoice is to be paid from the Library fund. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson then asked Mr. Rice to review the FY94 budget preparation. Mr. Rice reported the status, asked preferences and direction for specific situation, and reviewed the tentative schedule for completion.

Following the discussion on the FY94 budget, Mr. Jamerson with concurrence of other Board members recessed the Board until March 11, 1993 following the Public Hearing scheduled that date.

Chairman

A joint public hearing of the Appomattox County Planning Commission and the Appomattox Board of Supervisors and special recessed meeting of the Board of Supervisors was held March 11, 1993 at the Courthouse, Courthouse Square, North Court Street, Appomattox, Virginia to consider a petitions to rezone two (2) parcels.

Present (Board of Supervisors)
W. E. Jamerson, Courthouse District
Dennis W. Torrence, Appomattox River District
Frank Carwile, Wreck Island District
Russell Moore, Piney Mt. District
Nina Beasley, Falling River District
Gordon L. Rice, County Administrator

Absent: (Board of Supervisors)
None

Present (Planning Commission)
Al Sears
Calvin Tanner
David Bailey
Wayne Lewis
Henry Pack
R. W. Mitchell
Russell Moore
Bill Caldwell, Assistant Clerk

Absent (Planning Commission)
C. A. Moore
Charles Smith
Phillip Mobley

The public hearing having been duly advertised was called to order at 7:34 P.M. by Chairman W. E. Jamerson, presiding. Mr. Jamerson stated the purpose of the hearing, explained the procedure and announced the petition to rezone the Lime Plant would not be considered tonight because all adjacent property owners had not been properly notified.

Mr. Jamerson next asked the County Attorney, Mr. T. W. Lawson, to further explain why the rezonings were being requested. Mr. Lawson stated the two (2) petitions asks to rezone the County's Landfill property and the property of Mrs. Mabel Moore which contain the limestone quarry and processing plant from Environmental Hazard (EH) Districts to Agricultural (A-1) Districts. Mr. Lawson pointed out these two (2) parcels were the only properties in Appomattox County Zoned EH.

Mr. Lawson continued by informing those in attendance that since the public notice was published and a written notice had been mailed to adjoining landowners, it had come to the County's attention that all the adjoining landowners to Mable Moore's property had not been notified by mail as required; therefore, the only request to be considered tonight will be the request to rezone the Appomattox County's Landfill property from EH to A-1. The request to change the code sections as advertised and to rezone the Mabel Moore Lime Plant property will be deferred until the matter can be re-advertised and all adjoining landowners are properly notified.

Mr. Lawson explained the County Board of Supervisors had obtained specialized outside council from Richmond Virginia for advice on technical Zoning matters and had been advised to rezone the property in the EH district because:

1. Under the existing zoning ordinance, the County has imposed an Environmental Hazard District that has no permitted uses. This probably should not have been done. As a matter of law, this probably was wrong as it constitutes taking of someone's property and is legally suspect. For example, if the County sold the Landfill property or Mrs. Moore sold Lime Plant property, the new owners could do nothing with it except operate the lime plant and landfill.
2. The Comprehensive Plan for Appomattox County has the Lime Plant property and Landfill property zoned A-1. Therefore, EH zoning is inconsistent with the comprehensive plan and future land use of the County and, by changing the zoning, the County will be creating a zone in which the land may be used.
3. The County is presently involved in a lawsuit concerning the County's landfill and their Zoning Ordinance. The County has spent a large sum of money defending this suit, and on advice of its attorney, feel that these changes in their zoning ordinance will make the suit moot and the suit will be dismissed, saving the County a lot of money.

Mr. Jamerson thanked Mr. Lawson and asked if any of the Board members cared to comment. Hearing no response, Mr. Jamerson asked Mr. Caldwell to read the Petition concerning the County's property at the Landfill.

Mr. Caldwell read petition 93-190 of Appomattox County to rezone a 234 acre parcel on Route 632 approximately 2.4 miles from its intersection with Route 634 from EH to A-1.

Mr. Jamerson asked to hear from anyone in favor of or opposed to the petition. Hearing no response Mr. Jamerson asked if anyone had any questions. Hearing none, Mr. Jamerson declared the public hearing closed at 7:41 P.M.

Mr. Jamerson stated the Board of Supervisors would remain in session awaiting the recommendation from the Planning Commission concerning rezoning petition 93-190. The Planning Commission moved to its meeting room in the back of the Courtroom to consider the petition. Mr. Lawson informed the audience the Planning Commission's meeting was opened to the public and invited those that cared to to attend.

In the meantime, Mr. Jamerson asked Mr. Rice if there was any business to be brought before the Board.

Mr. Rice informed the Board of the status of the Summer Youth Employment Grant. No action was required or taken. It was decided by consensus to further explore the possibilities of this program with the School Board's administrative staff.

The Planning Commission returned to the Courtroom following their meeting and Mr. Jamerson asked if they were prepared to make a recommendation concerning petition 93-190.

Mr. Caldwell reported the Planning Commission had considered petition 93-190 and recommended the parcel involved be rezoned to A-1.

Mr. Torrence made a motion seconded by Mrs. Beasley to accept the recommendation of the Planning Commission and rezone tax map Parcel 66(A)29 as described in the Application for Zoning Amendment application number 93-190 from Environmental Hazard to Agricultural. Vote: Mr. Jamerson, aye, Mrs. Beasley, aye; Mr. Carwile, abstain; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Carwile explained he abstained because he did not feel he was qualified to remove property from Environmental Hazard District not knowing all aspects involved.

Being no further business to consider, Mr. Jamerson recessed the Board until Monday night March 15, 1993 at 7:00 A.M. for a budget work session.

Chairman

A special recessed meeting and budget work session was held by the Appomattox County Board of Supervisors March 15, 1993 at 7:00 P.M. in the Board's meeting room adjacent to the Circuit Court Clerk's Office, Courthouse Square, North Court Street, Appomattox, Virginia.

Present:
W. E. "Bill" Jamerson, Courthouse District
Dennis W. Torrence, Vice Chairman, Appomattox River District
Nina Beasley, Falling River District
Frank H. Carwile, Wreck Island District
Russell H. Moore, Piney Mountain District

Also Present:
Gordon L. Rice, County Administrator

Mr. Jamerson, presiding, called the meeting to order at 7:00 P.M. and asked the Board to consider the lease with Nelwyn Morris, Agent for the Department of Motor Vehicle, for office space held jointly by the Town of Appomattox and County of Appomattox. After discussion and review of the proposed lease of renewal, Mrs. Beasley made a motion seconded by Mr. Torrence for the County to enter into a Lease Agreement to lease office space jointly owned by the Town of Appomattox and the County of Appomattox to Mrs. Nelwyn Morris for a term of three (3) years commencing April 1, 1993 with an option to renew for an additional term at $250.00 per month in accord with an Agreement between the Town of Appomattox and the County of Appomattox dated March 10, 1990. The executed lease shall remain on file in the Office of the County Administrator and is referred to here for further details. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next asked the Board to reconsider the request from the Town of Appomattox to reimburse the Town 1/4 the cost of refurbishing a fire truck owned by the Appomattox Volunteer Fire Department. After reviewing prior commitments and discussion, Mr. Torrence made a motion seconded by Mrs. Beasley to pay the Town of Appomattox $11,175.16 as the County share for refurbishing and retrofitting the 1972 Chevrolet Pumper fire truck owned by the Appomattox Volunteer Fire Department. The money is to be appropriated from unappropriated surplus. Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next informed the Board of a recent meeting with he, Mr. Rice, Mrs. Carolyn Lawson, and Dr. Thomas to review the possibility of seeking and administering a grant for the Summer Youth Employment program. After discussion, Mr. Carwile made a motion seconded by Mr. Moore to apply for funding and enter an agreement with Central Piedmont Private Industry Council for the Summer Youth Employment program. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next asked the Board to review several proposed FY94 budget requests from various Department Heads.

Mr. Carwile asked for an was granted recognition. Mr. Carwile invited the Board to unite and agree on some fundamental objectives as the Board begins its FY94 budgeting process:

1. stabilize County taxes
2. be cost conscience
3. be fiscally conservative with County collected tax money
4. strive for higher performance levels and not be content with the status quo.

Mr. Carwile noted the Board was barely able to pull through FY92 and so far in FY93 without having to borrow money for operating expenses. He also pointed out the County's financial position was somewhat improved compared to this time last year, but felt the Board needed to be more demanding of itself while striving for continuing improvement.

Mr. Carwile concluded by stating the Board will probably have to again "step on some toes, ruffle a few feathers, and not approve everything being asked for"; and felt a united Board could do even better than last year.

Line item budget requests were considered and discussed at length. No action was taken, however, because time limited consideration of all requests.

Considering the late hour and with agreement of the other Board members, Mr. Jamerson recessed the Board until March 22, 1993 at 7:00 P.M.

Chairman

A special recessed meeting and budget work session was called by the Appomattox County Board of Supervisors March 22, 1993 at 7:12 P.M. in the Board's meeting room adjacent to the Circuit Court Clerk's Office, Courthouse Square, North Court Street, Appomattox, Virginia.

Present:
W. E. Jamerson, Chairman, Courthouse District
Dennis W. Torrence, Vice Chairman, Appomattox River District
Nina B. Beasley, Falling River District
Frank H. Carwile, Wreck Island District
Russell H. Moore, Piney Mountain District

Also Present:
Gordon L. Rice, County Administrator

Mr. Jamerson, presiding, called the meeting to order at 7:00 P.M. and asked the Board to consider several requests for FY93 budget line item transfers. After review and discussion, Mr. Carwile made a motion seconded by Mrs. Beasley to approve the following line item transfers:

Recreation - $200.00 from 7102-3006 and $75.00 from 7102-5801 to 7102-5203 to pay telephone bills
General Properties - $500.00 from 4302-5103 to 4302-5407 to clean carpets in General District Court Offices and Health Department

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next asked the Board to consider several request for appropriations from unappropriated surplus. After review Mr. Carwile made a motion seconded by Mrs. Beasley to appropriate:

Registrar - $87.00 to 1302-5201 for postage
County Administrator - $2,042.68 to 1201-5401 to cover additional expenses due to new computer system

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next asked the Board to consider an increase in the utility tax as previously discussed. After discussion, Mr. Torrence made a motion seconded by Mr. Moore to advertise for an increase in the utility tax rate as required by State Statue as soon as possible. The proposed tax is to be charged consumers of telephone, electricity, and cable television in the amount of twenty (20) percent of the first fifteen dollars ($15.00) of the monthly bill for residential consumers and twenty (20) percent of the first one hundred dollars ($100.00) of

the monthly bill for commercial consumers of telephone and electric utilities and twenty (20) percent of the first fifteen dollars ($15.00) of the monthly bill for residential consumers and twenty (20) percent of the first $1,000.00 of the monthly bill for commercial consumers of cable television service as authorized in Section 58.1-3812, 58.1-3814, Code of Virginia, 1950, as amended. This tax shall be levied on all residents of Appomattox County, including those within incorporated towns. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.
The Board next continued their review of FY94 budget requests by line items.

At 10:17 P.M. Mr. Jamerson with concurrence of the other Board members announced a special meeting was scheduled for 6:00 P.M. March 29, 1993 and recessed the Board until then.

Chairman

A special recessed meeting and budget work session of the Appomattox County Board of Supervisors was held in the Board's Meeting Room, Courthouse Square, North Court Street, Appomattox, Virginia, March 29, 1993.

Present:
W. E. Jamerson, Chairman, Courthouse District
Dennis W. Torrence, Vice Chairman, Appomattox River District
Nina B. Beasley, Falling River District
Frank H. Carwile, Wreck Island District
Russell H. Moore, Piney Mountain District

Also Present:
Gordon L. Rice, County Administrator
Charlie Peterson, Solid Waste Administrator
Earl Dickerson, Hurt & Proffitt

Mr. Jamerson, presiding, called the meeting to order at 6:00 P.M. and announced for the record that bids for construction work at the Landfill had been accepted last Friday March 26, 1993. The County received bids from four (4) contractors - Allegheny, Counts & Dobyns, D. S. Nash, and Watts.

Mr. Earl Dickerson representing Hurt & Proffitt, the County's contracted Engineers, was called on by Mr. Jamerson. Mr. Dickerson reviewed the project and the bids which included seven (7) options:
Option "A" - a two (2) feet thick clay liner
Option "B" - a one and one half (1 1/2) feet thick clay liner
Option "C" - a one (1) foot thick clay liner
Option "D" - a 60 mil thick synthetic liner
Option "E" - leachate collection lines for area "E" and "F"

Option "F" - a one (1) foot thick clay liner for the leachate collection pond
Option "G" - a 60 mil thick synthetic liner for the leachate collection pond

The costs of each option and several combinations of options was considered and discussed at length. Since several Board members felt they needed more time to decide the best combination of options, Mr. Jamerson set a meeting for tomorrow night March 30, 1993 at 6:00 P.M. to further consider the issue and asked Messrs. Dickerson and Peterson to return then in case there were further questions.

At 7:00 P.M. Dr. Jack Thomas, Superintendent of Schools, accompanied by Mrs. Joyce Jamerson, Assistant Superintendent of Schools, and several School Board members arrived as scheduled. Mr. Jamerson recognized Mr. Thomas and asked him to speak and present the Schools' FY94 budget request.

Dr. Thomas presented each Board member a copy of the proposed budget document and explained the anticipated revenue sources and proposed expenditures. A proposed revised salary schedule for Schools' personnel was also presented and discussed.

The proposed budget asks for $2,863,006.00 of County revenue money as compared to $2,563,006.00 for FY93. The total budget requested is $9,970,683.00 compared to $9,426,895.00 for FY93.

Dr. Thomas pointed our revenues from State sources was about $36,249.00 less than that received in FY93, revenue from Federal sources was some $75,521.00 more than that received in FY93, and debt service would be some $105,000.00 less in FY94 than FY93 because the bond for the construction of the High School would be paid in full before the end of FY93.

A proposed new position within the School Board's administration office was discussed. Dr. Thomas, addressed several questions from Board members after which Mr. Jamerson asked for and received comments from each School Board member present.

After hearing all comments, Mr. Jamerson thanked and excused Dr. Thomas and informed those present the Board of Supervisors would consider the budget request as in the past and advise the School Board in due time.

Mr. Jamerson next asked the Board to consider FY93 budget line item transfer requests. After review, Mr. Torrence made a motion seconded by Mr. Carwile to approve the following line item transfers:

Animal Warden - $80.00 from 3501-5407 and $90.00 from 3501-5410 to 3501-5404 for a tank of carbon monoxide for euthanasia
Jail - $700.00 from 3301-3004 and $80.00 from 3301-3005 to 3301-3008 for linen bills, and $600.00 from 3301-5405, $100.00 from 3301-5410 and $350.00 from 3301-7003 to 3301-5404 for medical prescriptions for inmates

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

A preliminary revenue estimate was presented by Mr. Rice and briefly reviewed before adjournment.

At 10:13 P.M. Mr. Jamerson with concurrence of the other Board members recessed the Board until 6:00 P.M. March 30, 1993.

Chairman

A Special Meeting and budget work session was held in the Board's Meeting Room, Courthouse Square, North Court Street, Appomattox, Virginia, March 30, 1993.

Present:
- W. E. Jamerson, Chairman, Courthouse District
- Dennis W. Torrence, Vice Chairman, Appomattox River District
- Nina B. Beasley, Falling River District
- Frank H. Carwile, Wreck Island District
- Russell H. Moore, Piney Mountain District

Also Present:
- Gordon L. Rice, County Administrator
- Charlie Peterson, Landfill Administrator
- Earl Dickerson, Hurt & Proffitt

Mr. Jamerson, presiding, called the meeting to order at 6:00 P.M. and recognized Mr. Dickerson representing Hurt & Proffitt, Inc. the contracted Landfill Engineer. Mr. Dickerson presented each Board member a tabulation of the four (4) bids received for the proposed Landfill construction project discussed at the meeting last night April 29, 1993. The tabulation included summations of various combinations of options.

After discussion and review, Mr. Torrence made a motion to award a contract to include options A, E, and G. The motion died for lack of a second.

Mr. Moore next made a motion seconded by Mr. Carwile to award a contract which includes options C, E, and G. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Option C is a 12" clay liner for the new trench. Option E is for leachate collection lines for area E and F - the older portion of the existing landfill which is to be capped and closed under this contract. Option G is for a 60 mil thick synthetic liner for the leachate collection pond.

Mr. Jamerson next asked the Board to consider the preliminary revenue estimates for FY94. Mr. Rice presented the Board copies of the preliminary estimate comparing the FY94 projections to the FY93 projections. A detailed review of the estimate followed.

Mr. Jamerson next asked the Board to consider various Departmental FY94 budget requests which were reviewed and discussed by line items.

At 9:47 P.M., Mr. Jamerson with concurrence of the other Board members recessed the Board until April 5, 1993.

Chairman

A special recessed meeting and budget work session was held in the Board's Meeting Room, Courthouse Square, North Court Street, Appomattox, Virginia, April 5, 1993.

Present:
- W. E. Jamerson, Chairman, Courthouse District
- Dennis W. Torrence, Vice Chairman, Appomattox River District
- Nina B. Beasley, Falling River District
- Frank H. Carwile, Wreck Island District
- Russell H. Moore, Piney Mountain District

Also Present:
- Gordon L. Rice, County Administrator
- James E. Richardson, Sheriff
- Freddie Godsey, Deputy Sheriff
- Cindy Williamson, Secretary
- Janet Belter, Treasurer
- Thomas W. Lawson, Commonwealth Attorney

Mr. Jamerson, presiding, called the meeting to order at 7:00 P.M., recognized Sheriff Richardson, and asked the Sheriff to address the Board regarding his proposed FY94 budget.

Mr. Richardson's budget requests and justifications were reviewed and discussed at length.

Mr. Richardson also reviewed the status of a proposed addition and alterations to the County jail and presented cost estimates and preliminary sketches for review and consideration. A needs assessment and preliminary study was estimated to cost $5,000.00. After the Sheriff had answered several questions from Board members, Mr. Jamerson thanked and excused the Sheriff and invited Mrs. Janet Belter, County Treasurer, to address the Board.

Mrs. Belter reviewed her FY94 budget request and answered several questions from the Board members. After discussion, Mr. Jamerson thanked and excused Mrs. Belter and asked to hear from Mr. T. W. Lawson, Esquire.

Mr. Lawson reviewed his budget requests for Commonwealth Attorney and for County Attorney separately. A review and discussion of the requests followed. At the discussion's conclusion, Mr. Jamerson thanked and excused Mr. Lawson.

The request for a needs assessment and planning study was brought up again and discussed. Mr. Carwile stated he had reviewed the overcrowded conditions at the jail and felt something should be done before the State mandates it. Mr. Jamerson stated he also had reviewed the situation and, being a building contractor, pointed out several things that need to be considered. The Board by consensus agreed to consider proposals for this study paying for it with FY93 funds if possible and asked Mr. Rice to seek proposals and coordinate the scope of the study with the Sheriff.

Mr. Jamerson next asked the Board to continue the review of the FY94 budget requests by line items.

Because the evening was getting late, Mr. Jamerson reminded the Board of the Public Hearing scheduled for tomorrow night April 6, 1993 at 7:30 P.M. and asked the Board if they would consider continuing the budget work session after the Public Hearing tomorrow night. The Board agreed.

At 10:05 P.M. Mr. Jamerson with concurrence of the other Board members recessed the Board until after the Public Hearing scheduled for April 6, 1993.

Chairman

A joint public hearing of the Appomattox County Planning Commission and the Appomattox Board of Supervisors was held April 6, 1993 at the Courthouse, Courthouse Square, North Court Street, Appomattox, Virginia to consider petitions seeking Conditional Use Zoning Permits.

Present (Board of Supervisors)
W. E. Jamerson, Chairman, Courthouse District
Dennis Torrence, Vice Chairman, Appomattox River District
Nina Beasley, Falling River District
Frank Carwile, Wreck Island District
Russell Moore, Piney Mt. District

Also Present:
Gordon L. Rice, County Administrator

Present (Planning Commission)
Al Sears
Calvin Tanner
Wayne Lewis
C. A. Moore
Charles Smith
Russell Moore

Also Present:
Bill Caldwell, Clerk

Absent (Planning Commission)
David Bailey
Henry Pack
R. W. Mitchell
Phillip Mobley

Present (Board of Zoning Appeals)
Matt Lair
Bruce Drinkard
William Turner
Jessee Hancock

Also Present:
Bill Caldwell, Clerk

Absent (Board of Zoning Appeals)
Sharon Bonaventura

Mr. Jamerson, Chairman of the Appomattox County Board of Supervisors, presiding called the Public Hearing to order at 7:32 P.M.

Mr. Jamerson announced the purpose of the hearing and explained the procedure to be followed.

Mr. Jamerson next asked Mr. Caldwell to read the first petition to be considered. Mr. Caldwell read petition 93-191 of William D. Whitmer requesting a variance to paragraph 607.03 of the Zoning Ordinance. Mr. Whitmer owns a 4.94 acre parcel on Route 647 between Route 691 and Route 728 the property is zoned A-1. Mr. Whitmer's home is located on the property which has a road frontage on Route 647 of approximately 68 feet. Mr. Whitmer asks that installation of a mobile home to house his son and family be permitted on this property.

Mr. Jamerson asked to hear from those favoring Mr. Whitmer's petition. From the audience Mr. Whitmer rose to speak and identified himself. Mr. Whitmer explained the property he owns contains a concrete mobile home pad and separate water supply and septic tank in addition to those for his home. Mr. Whitmer further explained that in the mid 1970's there was a mobile home located on the property in addition to the house where he now lives. Mr. Whitmer stated his son and family would like to install a mobile home at this site to live in until they save money to buy their own lot. Also, Mr. Whitmer proffered he would not use the site for mobile home rental now or in the future and that his son will only live there until they are financially able to move.

After Mr. Whitmer concluded, Mr. Jamerson asked to hear from anyone else favoring the petition. Hearing no response, Mr. Jamerson asked to hear from anyone opposing the petition. Hearing no response, Mr. Jamerson asked Mr. Caldwell to read the next petition to be considered.

Mr. Caldwell read Petition 93-192 of Mr. Timothy A. McFadden. Mr. McFadden is seeking a Conditional Use Permit to operate a small engine repair business in an existing accessory building on his home's property located on Route 689 between Route 460 and Route 647. The property is zoned R-1.

Mr. Jamerson asked to hear from those favoring the Petition. From the audience Mr. McFadden rose and identified himself. Mr. McFadden stated he intended to repair small engines at his home to supplement his Social Security income. Mr. McFadden also pointed out the surroundings of his property and explained there was no opposition to his proposal from his neighbors.

After Mr. McFadden concluded, Mr. Jamerson asked to hear from anyone else favoring the petition. Hearing no response, Mr. Jamerson asked to hear from those opposing the petition. Hearing no response, Mr. Jamerson asked Mr. Caldwell to read the next petition to be considered.

Mr. Caldwell read petition 93-193 of Mr. Jeff Carwile. Mr. Carwile is seeking a variance to paragraph 701.02-1 and Conditional Zoning to permit the erection of a mobile home to replace a single family home destroyed by fire on property he recently purchased on Route 26 between Route 677 and Route 1029. The property is zoned R-1 and consists of 0.459 acres.

Mr. Jamerson asked to hear comments regarding this petition. Mr. James Stevens spoke stating he had given the property to the former owner, Mr. West, and that the lot was too small for the septic tank drainfield. In fact, Mr. Stevens pointed out, the drainfield was partially on his property.

Mr. Jeff Carwile spoke next and informed the Board he had recently purchased the property from Virginia Housing Authority which included the well and septic system. Mr. Carwile pointed out he only recently because aware the drainfield encroached onto Mr. Stevens property and that this was a legal matter and not a zoning consideration. Mr. Carwile assured the Boards he would resolve the drainfield encroachment issue.

Mr. Rice informed the Boards he had received a telephone call from Mrs. Viola Mayberry, a neighbor, who expressed her opposition to replacing the burned home with a mobile home. Also, Mrs. Mayberry had informed Mr. Rice she was unable to attend the public hearing because of her poor health.

Mr. Jamerson asked if there were any other comments regarding Petition 93-193. Hearing none and being no further petitions to consider, Mr. Jamerson declared the Public Hearing closed at 7:53 P.M.

Chairman

A recessed meeting and budget work session was held by the Appomattox County Board of Supervisors April 6, 1993 at 7:55 P.M. in the Board's meeting room adjacent to the Circuit Court Clerk's Office, Courthouse Square, North Court Street, Appomattox, Virginia.

Present:
W. E. "Bill" Jamerson, Courthouse District
Dennis W. Torrence, Vice Chairman, Appomattox River District
Nina Beasley, Falling River District
Frank H. Carwile, Wreck Island District
Russell H. Moore, Piney Mountain District (late)

Also Present:
Gordon L. Rice, County Administrator

Mr. Jamerson, Chairman, presiding called the meeting to order at 7:55 P.M.

Mr. Moore joined the meeting following the meeting of the Planning Commission of which he is a member.

Mr. Rice informed the Board Mrs. Barbara Williams, Clerk of the Circuit Court, could not join the meeting tonight as planned because of recent excess work required by the Courts. Mr. Jamerson asked Mr. Rice to arrange another mutually acceptable time to discuss Mrs. William's budget requests.

Mr. Jamerson next asked the Board to consider the budget request of the School Board. A through review and lengthy discussion followed. At the conclusion of the discussion, Mr. Torrence made a motion seconded by Mrs. Beasley to request the School Board to revise and resubmit their FY94 budget request for further review. The revised FY94 budget request is to reflect anticipated County funding of $2,638,006.00. Further, Mr. Torrence's motion included the following recommendations for the School Board's budget:

1. no new position for the School Board's administrative staff.
2. no salary supplement to Administrators for advanced degrees.
3. salary increases for the top ten (10) highest paid employees be limited to 2% in FY94.
4. all other employees' salary increases remain as recommended by the salary committee.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Clifford Pugh's landfill bill was discussed next. The Board by consensus agreed that Mr. Carwile should discuss the bill on behalf of the Board with Mr. Pugh and his employer, Mr. Bill Litchford, trying to resolve the differences.

Mr. Moore next asked to address the Board concerning his discussions with Mr. Horace Coleman regarding Mr. Coleman's request to be appointed to the Advisory Committee of the Area Agency on Aging. Mr. Moore, a member of the Board of Directors of the Area Agency on Aging, reported on his discussions with Mr. Coleman and the Area Agency on Aging's denial of Mr. Coleman's appointment to the Advisory Committee because of a prior agreement by Mr. Coleman not to again participate in the affairs of the Agency. Mr. Moore explained the feeling of both sides and informed the Board Mr. Coleman had relented to withdraw his requested appointment. Mr. Torrence reported he too had discussed the situation with Mr. Coleman and made a motion seconded by Mr. Moore to make no recommendation for appointment to the Area Agency on Aging's Advisory Committee at this time. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Being no further business Mr. Moore made a motion at 10:08 P.M. seconded by Mrs. Beasley to adjourn. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Chairman

The regularly scheduled monthly meeting of the Appomattox County Board of Supervisors was held in the Board's Meeting Room, Courthouse Square, North Court Street, Appomattox, Virginia, Monday, April 12, 1993.

Present:
W. E. Jamerson, Chairman, Courthouse District
Dennis W. Torrence, Vice Chairman, Appomattox River District
Nina Beasley, Falling River District
Frank Carwile, Wreck Island District
Russell Moore, Piney Mountain District

Also present:
Thomas W. Lawson, County Attorney
Gordon L. Rice, County Administrator

Mr. Jamerson, Chairman, presiding called the meeting to order at 7:30 P.M. and asked Mr. Moore to give the invocation.

After the invocation, Mr. Jamerson reported the minutes of previous meeting were incomplete; therefore, consideration of them would be postponed.

Mr. Jamerson next called on and welcomed Mrs. Billie Lynch, Director of Technical Services for the Virginia Association of County Officials. Mrs. Lynch at the request of the County Administrator appeared to discuss the merits of Central Purchasing. Mrs. Lynch reviewed the procedures, made several suggestions, and answered questions. Following a lengthy discussion, Mr. Jamerson thanked and excused Mrs. Lynch.

Mr. Jamerson next called on Mr. Bill Stone a concerned citizen. Mr. Stone explained there were intimidating dogs in his neighborhood and asked the Board to consider an ordinance prohibiting menacing dogs from roaming unchecked throughout the County. Although the two (2) dogs in question have been confined at the request of the County's Animal Warden, Mr. Stone felt other measures were warranted - perhaps an ordinance. Mr. Stone said he did not think a lease law or confinement law was necessary, but felt the County could do something else to control such animals. Mr. Lawson, the County Attorney, reviewed the legal aspects of these situations and opioned that unless a dog bit someone, it would not be considered vicious merely because it barked at someone. Mr. Stone felt people should not have to wait until a bite before action was taken and alluded to other areas of the State that had laws preventing such incidences. Mr. Jamerson asked Mr. Stone to furnish the County Attorney copies of such Ordinances for further review and thanked and excused Mr. Stone.

Mr. Jamerson next called on Mr. Charlie Peterson, Landfill Supervisor. Mr. Peterson reviewed the Landfill Operation for March, 1993 which was 1298 tons and resulted in gate billing of $21,274.00. Mr. Peterson presented computer generated graphs comparing tonnage and billings for each month since July, 1992.

Mr. Peterson next reported on progress of the proposed transfer site at Route 604. He has asked the Town of Appomattox's permission to use their property for the site. The Town has agreed to lease the site for $1.00 per year and furnished a proposed lease for consideration. The Town also requests the County to furnish a Hold Harmless Agreement for any accidents or damages caused by the use of the property and a copy of the County's insurance showing the Town as additionally insured at this site.

Mr. Peterson also furnished a sketch of the proposed site for review and a bid from W. Frank Moore, Inc. for contracted work. The bid was:

1.	clearing and grading site including roadway berm....	$2,630.00
2.	hauling and applying approximately 1,140 tons gravel	$4,560.00
3.	prime and double seal roadway surface..............	$5,581.31
	TOTAL	$12,771.31

Mr. Peterson said Mr. Moore could conclude the work within five (5) working days.

After Mr. Lawson reviewed the proposed lease, Mr. Torrence made a motion seconded by Mr. Carwile for the County to enter into a lease agreement with the Town to lease approximately 8000 square feet adjacent to Route 604 from the Town to be used solely as a dumpster container site for use by all county citizens. The lease is to run for fifteen (15) years and the annual lease payment is $1.00 per year. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Next Mr. Carwile made a motion seconded by Mr. Torrence to accept Mr. W. Frank Moore's bid of $12,771.31 to prepare the site. The funds are to be paid from the proceeds of the Landfill Bond money. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson asked Mr. Peterson to obtain signage to direct the people from the old site to the new site.

Mr. Peterson next informed the Board a Pre- Construction Conference for the Landfill work has been scheduled for Wednesday April 21, 1993.

Mr. Rice next informed the Board that representative from the Environmental Protection Agency, will inspect the Landfill at 11:00 A.M. Friday April 23, 1993.

Mr. Jamerson thanked and excused Mr. Peterson and, noting several people in attendance, asked if anyone from the audience wished to address the Board. Mrs. Barbara Pettit rose and introduced herself. Mrs. Pettit explained she had recently moved into the County and expressed concerns about the short adoption time for animals at the Animal Shelter.

Mr. John Notestein asked to speak next. Mr. Notestein explained his desire to build a fence from large tires to control dogs and deer from running onto his property. Mr. Notestein asked the Board to give preliminary approval of a short section of the proposed tire fence on an experimental basis. The Board discussed the proposal at length and asked Mr. Rice to check with the State Department of Waste Management concerning the procedures involved and advise the Board.

Mr. Jamerson next asked Mr. Carwile to report on the work of the Auditor Selection Committee. Mr. Carwile reviewed the procedure used, reported the recommendation of the committee, and made a motion seconded by Mrs. Beasley to accept the proposal of Montoro Associates to preform the County's audit and Cost Allocation Plan for FY92 at a cost not to exceed $13,000.00. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Carwile next asked the Board to consider hiring someone twice a year to give shots to pets. Mr. Carwile felt veterinary's fees for this service was excessive and unnecessary for all shots except rabies. A discussion followed. No action on this matter was asked for nor taken.

Mr. Carwile next expressed his concerns about lack of infrastructure within the County regarding industrial development. He specifically addressed the lack of adequate water supply and suggested a committee of Engineers and other good County residents be formed to investigate the feasibilities of developing better water supply. Mr. Jamerson explained a Blue Ribbon Advisory Committee formed in 1987 addressed, among other things, the development of water and sewer facilities. Also, Mr. Jamerson pointed out a Comprehensive Water and Sewer Study for the Town and County of Appomattox was completed in 1991 by Wiley and Wilson Engineers which included a water and sewer waste plan for a 20 year planning period.

Mr. Jamerson next informed the Board he had received a telephone call from the Spout Spring Ruritan Club regarding the Board serving as a trustee of a trust established by the Club. The caller asked this matter be removed from the Agenda and consideration. Mr. Jamerson asked Mr. Rice to so inform Mr. Wentz, the originator of the request.

Mr. Jamerson next informed the Board of a request from the Izaak Walton League of Lynchburg (IWLL) seeking support to reroute the proposed Route 29 in Amherst County to avoid damage to their park. After discussion, no action was taken.

At the request of the County Attorney, Mrs. Beasley next made a motion seconded by Mr. Torrence, that the Appomattox County Board of Supervisors in accord with Section 2.1-344 of the Code of Virginia enter into an executive session to discuss legal matters and to consider the disposition of publicly held property. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

On a motion by Mrs. Beasley seconded by Mr. Moore, the following resoultion was adopted:

WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THERFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification motion applies, and (ii) only such executive matters were heard; discussed or considered by the Appomattox County Board of Supervisors.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Regarding the executive session, Mr. Torrence made a motion seconded by Mrs. Beasley for the County to deed a small cemetery plot to the Central Baptist Church and for the County Attorney to draw the necessary paapers. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next asked the Board to consider a request from the Director of Social Services to reappoint Mr. Herbert Richardson to serve another term on the Social Services Board effective June 1993. After discussion, the Board decided by consensus to continue this until the next Board meeting.

Mr. Jamerson next asked the Board to again consider Mr. Horace Coleman's appointment to the Central Virginia Area Agency on Aging. Mr. Torrence informed the Board he had talked to Mr. Coleman and Mr. Coleman had asked to withdraw his request.

Mr. Jamerson next asked the Board to consider appointments to the Central Virginia Planning District Commission's Rural Policy Committee and Technical Committee. After discussion, Mrs. Beasley made a motion seconded by Mr. Carwile to appoint Mr. Torrence to the Rural Policy Committee and Mr. Rice to the Technical Committee. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye. Further, Mr. Jamerson asked Mr. Carwile to secure a citizen representative for the Technical Committee.

Mr. Jamerson next asked for an appointment to the Disability Services Board to replace Mr. Cris Reynolds. Mr. Reynolds is unable to attend the Board's meeting since he is working second shift. After discussion, Mr. Carwile made a motion seconded by Mrs. Beasley to appoint Miss Kristie Page to the Disability Services Board pending her acceptance. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next asked the Board to consider a request from the Historic Appomattox Railroad Festival to waive the permit fee for a bingo game May 8, 1993. The game is to be conducted as a fund raiser. After discussion, Mrs. Beasley made a motion seconded by Mr. Torrence to waive the Bingo permit fee for the Historic Appomattox Railroad Festival bingo game May 8, 1993. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next informed the Board the State Department of Emergency Services has written urging the County to complete the Emergency Response Plan SARA Title III and that the Sheriff recommends Mr. Freddie Godsey be appointed Emergency Services Coordinator. After discussion, Mr. Torrence made a motion seconded by Mr. Carwile to appoint Mr. Godsey as the County's Emergency Services Coordinator. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next informed the Board of a recommendation from the Administrators of the County's Workers Compensation Insurance to establish and publish a formal panel of approved Physicians. After discussion Mr. Carwile made a motion seconded by Mrs. Beasley to appoint the following Physicians to an approved panel:

1. Appomattox Family Practice Center
2. Appomattox Urgent Care Plus
3. Larry F. Smith, M.D.
4. James E. Foster, Orthopedic doctor
5. H. Davis Von Oesen, Orthopedic doctor

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next informed the Board a quote from Central Virginia Communications to install sound amplification equiment at the Courthouse has been received. After discussion, Mr. Carwile made a motion seconded by Mr. Torrence to purchase the proposed system and to appropriate $1,896.00 from unappropriated surplus to pay for the equipment and labor to install. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next informed the Board of a request from Mr. Michael Andrusky for the County to enact legislation to prohibit hunting within the ditches of highways in Appomattox County. After discussion, the Board decided to take no action.

Mr. Jamerson next informed the Board of a request from the Treasurer to refund County automobile sticker fees to two Rescue Squad members. After discussion, Mrs. Beasley made a motion seconded by Mr. Carwile to refund $50.00 to R. Keith Coleman and $50.00 to Terry L. Trent. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next asked Mr. Rice to present the recommendations from the Planning Commission which met last April 6, 1993. After hearing the recommendations and discussion, Mr. Torrence made a motion seconded by Mrs. Beasley to accept the Planning Commission's recommendation and approved a Conditional Use Permit for Mr. Timothy A. McFadden to operate a home business in an existing accessory building (Application 93-192). Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Torrence made a motion seconded by Mr. Moore to accept the Planning Commission's recommendation to deny Mr. Jeff Carwile a Conditional Zoning Permit to replace a burned dwelling with a mobile home (Application 93-193). However, the current owner shall be permitted to rebuild the home using similar or improved construction methods and materials. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, abstained; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next asked the Board to consider several budget line item transfer requests. After consideration and discussion Mrs. Beasley made a motion seconded by Mr. Torrence to approve the following line item transfers:

Fire Department -$200.00 from 3202-5405 and $95.11 from
3202-5401 to 3202-5102

Sheriff -$100.00 from 3301-5406, $200.00 from 3301-5407 and
$31.00 from 3301-3008 to 3301-5405 $300.00 and 3301-3004
$31.00
Clerk of Circuit Court -$445.93 from 2106-3002 and $500.00 from
2106-7002 to 2106-3010 $445.93 and
2106-5411 $500.00
Office of Building and Housing -$50.34 from 3401-3004 to
3401-6001
Landfill -$300.00 from 4204-5804 to 4204-5203.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next asked the Board to consider several request for supplemental appropriations. After consideration and discussion, Mr. Torrence made a motion seconded by Mrs. Beasley to approve the following supplemental appropriations:

Community Center -$541.30 to 7104-1003 $500.00; 7104-2001 $38.25;
7104-2009 $3.05
Jail -$125.00 to 3301-7001
Registrar -$195.00 to 1302-5203
Clerk of Circuit Court -$122.00 to 1206-1001

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next asked the Board to consider requests for operating funds for May. Mrs. Beasley made a motion seconded by Mr. Moore to approve the following appropriations from the General Fund to cover anticipated operating funds for the month of May, 1993:

1101	Board of Supervisors	$ 7,000.00
1201	County Administrator	10,500.00
1204	Legal Services	6,100.00
1206	Legislative Auditor	2,400.00
1209	Commissioner of Revenue	12,500.00
1213	Treasurer	12,900.00
1302	Registrar	3,000.00
2101	Circuit Court	500.00
2102	General District Court	200.00
2105	J & D Court	300.00
2106	Clerk of Circuit Court	4,000.00
2107	Sheriff Serving Civil Papers	3,500.00
2109	Court Services Unit	200.00
2201	Commonwealth's Attorney	6,500.00
3102	Sheriff	73,000.00
3103	Town Police County	9,000.00
3104	Sheriff Drug Prevention	5,000.00
3108	Crime Prevention	3,250.00
3106	CADRE	1,600.00
3202	Volunteer Fire Department	5,000.00
3301	Jail Operation	7,000.00
3302	Nurse Block Grant	1,500.00
3401	Buildings	4,300.00
3501	Animal Control	2,700.00
4203	Refuse Collection	5,000.00

4204 Refuse Disposal	20,000.00
4206 Litter Grant	204.92
4302 General Properties	8,000.00
5101 Local Health Department	17,967.75
5202 Mental Health	11,936.00
5309 Housing Rental Assistance	1,083.95
7102 Recreational Department	4,300.00
7104 Community Center Building	1,000.00
7109 Contributions	5,510.00
7205 Office on Youth	3,400.00
7301 Library	7,000.00
8101 Planning	50.00
8111 Bd. of Zoning Appeals	200.00
8303 Community Development	3,000.00
TOTAL APPROPRIATIONS TO GENERAL OPERATING FUND	$270,602.62

GENERAL REVENUE FUND:

For the operation of the Department of Social Services to be transferred to the VIRGINIA PUBLIC ASSISTANCE FUND and expended by the Social Services Board.

$55,000.00

Appropriation of $74.38 from Landfill Bond Fund to pay for legal ad.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

A discussion on the budget schedule followed. Mr. Jamerson asked Mr. Rice to furnish an estimate of the Sheriff's funding from sources other than County revenue and Mr. Moore asked this to be compared to current (FY93) funding so they and the Board could determine the revenues required to fund the Sheriff's budgets.

Following the discussion, Mr. Jamerson with agreement of the other Board members recessed the meeting until 7:00 P.M. Monday April 19, 1993.

Chairman

A special recessed meeting and budget work session was held by the Appomattox County Board of Supervisors April 19, 1993 at 6:00 P.M. in the Board's meeting room adjacent to the Circuit Court Clerk's Office, Courthouse Square, North Court Street, Appomattox, Virginia.

Present:
W. E. "Bill" Jamerson, Courthouse District
Dennis W. Torrence, Vice Chairman, Appomattox River District
Nina Beasley, Falling River District
Frank H. Carwile, Wreck Island District
Russell H. Moore, Piney Mountain District

Also Present:
Charlie Peterson, Landfill Supervisor
Gordon L. Rice, County Administrator

Mr. Jamerson presiding, called the meeting to order.

Mr. Jamerson began the meeting by informing the Board he had talked to Mr. Bill Litchford of W.E.L. Enterprises regarding the contested Landfill Fee and reported Mr. Litchford had agreed to settle for $4,000.00. After discussion, Mr. Carwile made a motion seconded by Mr. Moore to accept Mr. Litchford's offer. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next called Mr. Charlie Peterson, Landfill Supervisor. Mr. Peterson presented a handout showing anticipated waste generation for FY94 and revenue projections based on several fee schedules. The various schedules were analyzed and discussed.

Mr. Peterson next presented a revised site sketch for the proposed transfer site on the Town's property of Route 604 and a quotation from J. E. Sears & Company, Inc. to construct four (4) 22'x4' concrete retaining walls and four (4) 24'x10'x6" accompanying concrete slabs. Cost of this work is $9,569.00. The proposal was discussed and Mr. Carwile made a motion seconded by Mr. Torrence to accept Sears' proposal and pay for it from Landfill Bond proceeds. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next asked the Board to consider the request of Mr. Tom Owens, the property owner of the County's solid waste transfer site at the intersection of Routes 604 and 727. Mr. Owens asks the County to remove the collection bins so he will be more likely to sell the property. After discussion, Mr. Carwile made a motion seconded by Mr. Torrence to close the site by Wednesday April 20, 1993, remove the bins and clean up any debris, erect a temporary sign informing previous users they can temporarily drop their solid waste at the sites located on Route 644 or Route 650, and to so notify Mr. Owens. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr.Moore, aye; Mr. Torrence, aye.

Mr. Peterson next asked the Board to add a section to the proposed ordinance to prohibit scavenging at the transfer sites. The Board by consensus agreed.

Mr. Jamerson thanked and excused Mr. Peterson and called Mrs. Sabrina Smith, Registrar. Mrs. Smith presented her and the Electoral Board's

FY94 budget requests and reviewed several statutory provisions concerning the functions of her office.

After discussing the budget requests, Mr. Jamerson thanked and excused Mrs. Smith and called on Mrs. Barbara Williams, Clerk of the Circuit Court. Mrs. Williams presented and reviewed her budget request for FY94. Mrs. Williams also informed the Board she needed a new Judgement Lien Index book. After discussion, Mr. Carwile made a motion seconded by Mrs. Beasley to approve purchase of the book and appropriate $550.00 from unappropriated FY93 surplus to cover the cost. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson thanked and excused Mrs. Williams and called on Mr. Monte Mays, Commissioner of Revenue. Mr. Mays presented and reviewed his FY94 budget request and discussed proration of taxes.

Mr. Jamerson thanked and excused Mr. Mays and next asked the Board to consider the draft minutes of the meetings of March 2, March 8, March 11, March 15, March 22, March 29, March 30, April 5, and April 6, 1993 copies of which had been previously furnished Board members. Mr. Jamerson asked if there were any corrections, omitted information, or comments regarding these minutes. Mrs. Beasley noted the Board recessed from meeting to meeting instead of adjourning as the draft minutes reflected. Mr. Carwile made a motion seconded by Mr. Torrence to accept the draft minutes corrected as noted by Mrs. Beasley. Vote: Mr. Jamerson, aye; Mrs. Beasley, Aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next asked Mr. Carwile if he had secured a commitment for the Rural Transportation Committee. Mr. Carwile replied he had and made a motion seconded by Mrs. Beasley to appoint Mr. Bill Williamson to represent Appomattox County on the Central Virginia Planning District Commission's Rural Transportation Technical Committee. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr.Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next asked Mr. Torrence if he had secured a commitment for the Appomattox River Water Authority. Mr. Torrence replied he had and made a motion seconded by Mrs. Beasley to reappoint Mr. J. B. Drinkard to represent Appomattox County on the Appomattox River Water Authority.Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next informed the Board the Appomattox Humane Society is seeking a raffle permit and waiver of the permit fee. After discussion, Mr. Moore made a motion seconded by Mr. Torrence to approve the permit for the Appomattox Humane Society to hold two (2) raffles for fund raising, one (1) May and another in October, 1993, and to waive the $25.00 application fee. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next informed the Board the American Legion is asking to sponsor a circus. After discussion, Mr. Torrence made a motion seconded by Mrs. Beasley to waive the permit fee for the American Legion sponsored circus to be held April 25 and 26, 1993. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next asked the Board to consider line item transfers for the jail budget as requested by the Sheriff. After discussion, Mrs. Beasley made a motion seconded by Mr. Moore to transfer:

Jail -$300.00 from 3301-5407; $150.00 from 3301-7002; $1,030.00 from 3301-2002; $300.00 from 3301-5404; $1,500.00 from 3301-2005; $96.00 from 3301-2006; $304.00 from 3301-5401; $200.00 from 3301-5201 to 3301-5101 $2,930.00 and 3301-5103 $950.00

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice next informed the Board of the status of the Summer Youth Employment Grant application after which the Board continued their work on the proposed FY94 County budget.

The Board by consensus asked Mr. Rice to request the Sheriff revise his proposed FY94 budget using the following suggestions:

1. include only Compensation Board approved positions.
2. limit salary increases to 3% effective 12/93.
3. limit new car purchase to three (3) and review FY93 budget to see if two (2) cars can be purchased from FY93 funds.
4. delete purchase of computers since the Compensation Board has recently approved reimbursement in FY93.
5. delete courtroom metal detectors since purchase of these has been included in the General Properties budget.

The Board next discussed the need to conduct a study to determine the cost and requirements for additional jail space. After discussion, Mr. Torrence made a motion seconded by Mr. Carwile to seek a proposal from Architectural Partners of Lynchburg to prepare a feasibility study of expanded jail space including cost estimates and to appropriate $5,000.00 from unappropriated surplus to pay for the study. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

At 10:13 P.M. Mr. Jamerson with agreement of the other Board members recessed the Board until 7:30 P.M. April 22, 1993.

Chairman

A Public Hearing to consider an increase in Appomattox County's utility tax levy having been duly advertised was held April 22, 1993 at the Courthouse, Courthouse Square, North Court Street, Appomattox, Virginia.

Present:
W. E. "Bill" Jamerson, Courthouse District
Dennis W. Torrence, Appomattox River District
Nina B. Beasley, Falling River District
Frank H. Carwile, Wreck Island District
Russell H. Moore, Piney Mountain District

Also Present:
Gordon L. Rice, County Administrator

Mr. Jamerson, Chairman of the Appomattox County Board of Supervisors, presiding, called the hearing to order at 7:30 P.M. Mr. Jamerson stated the proposed Ordinance was to increase the consumer utility tax on telephones and electricity from ten (10) percent to 20 percent of the first fifteen dollars of the monthly bill for residential consumers and ten (10) percent to 20 percent of the first one hundred dollars of the monthly bill for commercial consumers. Also, it is purposed to levy a tax on cable television of 20% of the first $15.00 of the monthly bill for residential customers and 20 percent of the first $1000.00 monthly bill for commercial customers.

Mr. Jamerson next explained the procedure to be followed and ask to hear from anyone caring to comment.

Mr. Claude Moore rose from the audience, identified himself, and stated he was a small business owner and that the proposed increased utility tax would cost him nearly $500.00 per year. He felt this was an unfair burden and he objected to the tax. Further Mr. Moore asked the Board to seek other revenue sources that did not so burden small businesses and landowners.

Mr. Richard Wilson spoke next. He noted he and his wife pay $200.00 per month for electricity in his totally electric home and has done so for ten (10) years. Mr. Wilson also noted he had just recently obtained cable T.V. service and reckoned he could do without a telephone if he had to. Further Mr. Wilson noted the County needed more industries for jobs because youth of the County had no future. Mr. Wilson concluded by stating he thought the average income in Appomattox was about $10,000.00 per year and not everyone is rich.

Nancy Shellett spoke next stating the taxes on her home and business were high enough and objected to an increase.

Bill Barnes spoke next. He said he worked for GTE and it seemed every year taxes increase one way or another and asked the Board to find ways to cut expenses. Mr. Barnes noted old people living on fixed incomes could only afford cable T.V. for entertainment. Mr. Barnes asked how much the Sheriff's department has grown in the past five (5) years.

Beck Hudson spoke next and said she would rather see the sales tax increased if necessary because she thought it was the fairest way to raise tax money.

Violet Barnes spoke next. She said she didn't want to work and had quit. Mrs. Barnes said she knew of people forced to sell everything they owned because they couldn't pay taxes, utility bills, and upkeep on their homes. She also noted there were several people living on fixed income who, if forced to pay higher taxes, would have less money for food and medicine. Mrs. Barnes noted some already have to choose between food or medicine.

Richard Wilson spoke again noting Appomattox's taxes were amongst the lowest in the State, but pointed out wages were also probably the lowest in the State.

Henry Wright spoke next and stated - "No more taxes".

Mr. Jamerson asked to hear from anyone else wishing to speak. Hearing no further responses. Mr. Jamerson declared the Hearing closed at 7:40 P.M.

Chairman

A Special Meeting of the Appomattox County Board of Supervisors and budget work session was held April 22, 1993 at the Courthouse, Courthouse Square, North Court Street, Appomattox, Virginia.

Present:
- W. E. "Bill" Jamerson, Courthouse District
- Dennis W. Torrence, Appomattox River District
- Nina B. Beasley, Falling River District
- Frank H. Carwile, Wreck Island District
- Russell H. Moore, Piney Mountain District

Also Present:
- Gordon L. Rice, County Administrator

Mr. Jamerson, Chairman, presiding called the meeting to order at 7:46 P.M. shortly after the close of the Public Hearing.

Work on the proposed FY94 budget continued. After discussion, Mrs. Beasley made a motion seconded by Mr. Carwile to permit the Sheriff to purchase two (2) new cars costing $30,371.00 paying for them with unneeded money in his FY93's budget. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

After discussion, Mr. Torrence made a motion seconded by Mrs. Beasley to pay for the new roll-off truck needed to collect solid waste transfer bins and 10 new 40 c.y. containers using money from the Landfill Bond proceeds.

The Board also asked Mr. Rice to furnish information on Landfill equipment currently being leased regarding cost, interest rate, term, etc.

By consensus the Board agreed to include in the FY94 budget:

1. salary increases of 3% effective December 1, 1993.
2. increased health insurance contribution to $129.05 per month enrolled employee.
3. County Attorney's salary at $12,000.00.
4. level funding for the Fire Department
5. $20,000.00 for renovations to bring County Office Building in compliance with ADA requirements and to repair parking lots.
6. the Mental Health budget increase as proposed.
7. contributions to:
    - (a) Appomattox Youth Association - $5,000.00
    - (b) Pamplin Recreation Center - $1,500.00
    - (c) American Legion Post 104 - $1,000.00
    - (d) Appomattox Railroad Festival - $1,500.00
    - (e) Arts Council - $1,000.00
    - (f) Community of Candles - $150.00
    - (g) ACHS After Prom - $250.00
8. salary increase for Liberian of 3% effective 12/1/93.
9. $10,000.00 contribution to the Chamber of Commerce plus $5,000.00 after accreditation
10. $1,000.00 for Leaders of Tomorrow program and $2,400.00 for telephone service at VPI Extension Office.
11. Funding for Central Virginia Area Agency on Aging of $3,500.00.
12. Funding for Region 2000 at $9,224.00
13. Funding for Robert E. Lee Soil & Water Conservation District of $3,500.00
14. Funding for Central Virginia Planning District Commission of $3,320.00.

At 10:09 P.M. Mr. Jamerson with agreement of the other Board members recessed the Board until 7:00 P.M. Monday April 26, 1993.

Chairman

A Special Meeting of Appomattox County Board of Supervisors and budget work session was held April 26, 1993 in the Board's meeting room adjacent to the Circuit Court Clerk's Office, Courthouse Square, North Court Street, Appomattox, Virginia.

Present:

W. E. "Bill" Jamerson, Courthouse District
Dennis W. Torrence, Appomattox River District
Nina B. Beasley, Falling River District
Frank H. Carwile, Wreck Island District

Russell H. Moore, Piney Mountain District

Also Present:
Gordon L. Rice, County Administrator

Mr. Jamerson, Chairman, presiding called the meeting to order at 7:00 P.M.

Work on the proposed FY94 budget continued. Mr. Rice presented the Board information on the leased landfill equipment and a synopsis of the proposed FY94 Budget that included the Board's decisions to date. This was discussed at length and compared to projected revenue for FY94.

Following the discussion Mrs. Beasley made a motion seconded by Mr. Torrence to duly publish the following advertisement in the local newspapers:

NOTICE OF PUBLIC HEARING
COUNTY OF APPOMATTOX

Condensed Synopsis of
Proposed Budget for FY94(July 1, 1993 to June 30, 1994)

This Budget Synopsis is prepared and published for informative and fiscal planning purposes only. The inclusion in the Budget of any item does not constitute an obligation or commitment on the part of the Board of Supervisors of Appomattox County to appropriate funds for that line or purpose. There is no allocation or designation of any funds of Appomattox County for any purpose until there has been an appropriation for the purpose by the Board of Supervisors.

GENERAL REVENUES

LOCAL	
General Property Taxes	$ 4,350,822.00
Permits, Privilege Fees, and Regulatory Licenses	58,800.00
Fines and Forfeitures	12,050.00
Use of Money and Property	107,500.00
Charges for Services	568,730.00
Miscellaneous Revenue	1,100.00
Recovered Costs	4,500.00
COMMONWEALTH	
Payment of Lieu of Taxes	25,000.00
Non-Categorical Aid	136,300.00
Shared Expenses	899,565.00
Categorical Aid	7,487,672.00
FEDERAL	
Payment in Lieu of Taxes	1,400.00
Categorical Aid	496,521.00
OTHER FINANCING SOURCES	
Proceeds from Indebtedness	1,080,299.00

TOTAL REVENUE	$15,230,259.00

EXPENDITURES

General Government Administration	$ 875,103.00
Judicial Administration	135,606.00
Public Safety	1,344,578.00
Public Works	405,419.00
Health and Welfare	869,879.00
Education	9,746,043.00
Parks, Recreation and Cultural	191,944.00
Community Development	218,629.00
Non-Departmental	240.00
Unappropriated Surplus	62,519.00
Capitol Improvement Fund (transfer)	300,000.00
Landfill Improvement Fund	1,080,299.00
TOTAL EXPENDITURES	15,230,259.00

PROPOSED TAX RATES 1993-94 (unchanged from 1992-93)

REAL ESTATE	$0.70	per one hundred dollars of assessed valuation
PERSONAL PROPERTY	$3.50	per one hundred dollars of assessed valuation
MERCHANT'S CAPITAL	$1.00	per one hundred dollars of assessed valuation

NOTICE

A public hearing will be held by the Board of Supervisors on May 13, 1993 at 7:30 PM, in the Courthouse, at Appomattox, Virginia, to consider the foregoing proposed budget estimates. The proposed budget may be examined Monday through Friday of each week from 8:00 AM to 5:00 PM, at the Office of the County Administrator. All interested citizens will have the opportunity to give written or oral comment at the hearing. Senior citizens and handicapped citizens are encouraged to attend. All public meetings are accessible to persons with handicapped conditions. Any person requiring auxiliary aids, in connection with the public hearing should notify the County Administrator at least five (5) days prior to the time of the hearing.

BY ORDER OF THE APPOMATTOX
COUNTY BOARD OF SUPERVISORS

GORDON L. RICE
COUNTY ADMINISTRATOR

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice informed the Board of a request for additional funding for the Housing Rental Assistnace Office (5309). After discussion, Mr. Torrence made a motion seconded by Mrs. Beasley to appropriate from unappropriated surplus $300.00 to 5309-1003 and $25.00 to 5309-2001 to cover expenses of the Housing Rental Assistance Office for additional working hours required as a result of recent increased applications. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, abstained; Mr. Moore, aye; Mr. Torrence, aye.

At 9:23 P.M. Mr. Jamerson with consensus of the other Board members recessed the Board until 7:30 P.M. Tuesday May 4, 1993.

Chairman

A joint public hearing of the Appomattox County Planning Commission and the Appomattox County Board of Supervisors was held May 4, 1993 at the Courthouse, Courthouse Square, North Court Street, Appomattox, Virginia to consider petitions seeking Conditional Use Zoning Permits.

Present (Board of Supervisors):
- Dennis Torrence, Vice Chairman, Appomattox River District
- Nina Beasley, Falling River District
- Frank Carwile, Wreck Island District
- Russell Moore, Piney Mt. District

Also Present:
- Gordon L. Rice, County Administrator
- Thomas W. Lawson, County Attorney

Absent (Board of Supervisors):
- W. E. "Bill" Jamerson

Present (Planning Commission):
- Al Sears
- Calvin Tanner
- Wayne Lewis
- C. A. Moore

Russell Moore
Bobby Mitchell

Also Present:
Bill Caldwell, Clerk

Absent (Planning Commission):
David Bailey
Henry Pack
Phillip Mobley
Charles Smith

Mr. Torrence, Vice Chairman of the Appomattox County Board of Supervisors, presiding called the Public Hearing to order at 7:32 P.M.

Mr. Torrence announced the purpose of the hearing and explained the procedure to be followed.

Mr. Torrence then asked Mr. Caldwell to read petition 93-194, the first to be considered.

Mr. Caldwell read petition 93-194 of J. E. Jamerson & Sons, Inc. seeking a Conditional Use Permit to construct 21 rental apartments on a 1.59 acre parcel fronting on Routes 727 and 1002 within the Appomattox Town Limits. The property is zoned R-2.

Mr. Torrence asked to hear from the applicant. Mr. J. E. "Bill" Jamerson spoke, identified himself as the President of J. E. Jamerson & Sons, Inc., and reviewed several aspects of the proposed development. Mr. Jamerson pointed out his company had owned the property for sometime and decided to construct rental units after hearing several complaints of a shortage of apartments in the area. Mr. Jamerson continued by explaining only about 1/2 of the 21 units would be initially constructed since he felt this was about all that was needed at this time. Mr. Jamerson also said his proposal provided more parking than required, the "set backs" were more than required, and that no buildings would be demolished.

After Mr. Jamerson concluded, Mr. Torrence asked to hear from anyone else favoring the petition. Mr. Rice informed the Boards he had received a telephone call from Audrey B. Ferguson. Mrs. Ferguson said she could not attend the Public Hearing, but submitted the following letter which Mr. Rice read for the record:

May 4, 1993

THE APPOMATTOX TOWN COUNCIL
THE APPOMATTOX COUNTY PLANNING COMMISSION
THE APPOMATTOX COUNTY BOARD OF SUPERVISORS

Gentlemen:

Due to previous commitment, I will not be able to attend this meeting. I, along with others with whom I have spoken to, certainly hope that you gentlemen will pass the permit allowing J. E. Jamerson & Sons, Inc. to construct the twenty-one new apartments that are so badly needed in this County.

Since the Town Council has put a hardship (both physical and financial) on retired people concerning the Burning of Leaves, I, and others, would certainly like to see some new apartments built with trouble free grounds.

Sincerely,

Audrey B. Ferguson
511 Virginia Avenue
Appomattox, Virginia 24522

Mr. Torrence asked to hear from anyone else favoring the petition. Hearing no response, Mr. Torrence asked to hear from anyone opposed to the petition.

Ms. Deborah Chenault from Evergreen Avenue asked to speak and identified herself. She felt the additional traffic generated would become a problem especially considering the close proximity of the High School and Nursing Home. Ms. Chenault also was concerned about the additional noise pollution for the existing neighborhood; did not see the need for an apartment complex that might lead to more guns, knives, and drugs in the neighborhood; and asked Mr. Jamerson to reconsider.

Ms. Karen Johnson of Evergreen Avenue spoke next in opposition. Mrs. Johnson agreed with the previous negative comments and also pointed out the additional apartments would detract from the High School.

Mr. John Cole spoke next in opposition. Mr. Cole pointed out Mr. DeWitt, the former owner, intended this property to be part of the High School and wished it hadn't been separated. Mr. Cole also said he opposed so many apartments built in such a small area with roads on three sides and asked Mr. Jamerson to donate the property to the High School.

Mr. Torrence next asked it anyone else wished to comment concerning this petition. Hearing no response, Mr. Torrence asked Mr. Caldwell to read the next petition to be considered.

Mr. Caldwell read petition 93-189 of Appomattox County to rezone 157.66 acres owned by Mabel C. Moore currently being mined for limestone with accompanying crushing and gradation operation. The property is presently zoned an Environmental Hazard District (EH) and the County is seeking to rezone the property to Agriculture (A-1).

Mr. Torrence asked Mr. Lawson to brief the Boards and audience about the petition.

Mr. Lawson explained the Appomattox County Board of Supervisors had obtained specialized outside council from Richmond, Virginia for advice on technical Zoning matters and had been advised to rezone the propertys within the EH district because:

1. Under the existing zoning ordinance, the County has imposed an Environmental Hazard District that has no permitted uses, This probably should not have been done. As a matter of law, this probably was wrong as it constitutes taking of someone's property and is legally suspect. For example, if the County sold the Landfill property or Mrs. Moore sold Lime Plant property, the new owners could do nothing with it except operate the lime plant and landfill.

2. The Comprehensive Plan for Appomattox County has the Lime Plant property and Landfill property zoned A-1. Therefore, EH zoning is inconsistent with the comprehensive plan and future land use of the County and, by changing the zoning, the County will be creating a zone in which the land may be used.

3. The County is presently involved in a lawsuit concerning the County's landfill and their Zoning Ordinance. The County has spent a large sum of money defending this suit, and on advice of its attorney, feel that these changes in their zoning ordinance will make the suit moot and the suit will be dismissed, saving the County a lot of money.

Mr. Torrence thanked Mr. Lawson and asked to hear from those that wished to comment on the Petition.

Mr. H. H. Moore asked to speak and identified himself. Mr. Moore questioned if new restriction on use of the property would be placed on the existing limestone operations and why it was decided to change to A-1 rather than, say, Industrial or Commercial. Mr. Lawson pointed out the limestone plant would be a nonconforming use under either EH or A-1 and, as such, could be enlarged or increased to occupy an area not to exceed 50% of the area that was occupied at the time of this amendment.

Mr. Torrence asked if anyone else desired to comment on this petition.

Hearing no response, Mr. Torrence informed the Boards and audience that Mr. John Ranson, Jr. had withdrawn application 93-195 for a variance to the Zoning Ordinance pertaining to the site plan required for mobile home parks and ask Mr. Rice to read Mr. Ranson's letter of May 3, 1993 for the record.

Mr. Rice read:

May 3, 1993

Mr. Gordon Rice, Zoning Administrator
Appomattox County

Dear Mr. Rice:

I withdraw my application 93-195 for a variance to the County Zoning Ordinance pertaining to the requirements for site plans for mobile home parks.

I have decided not to pursue this at this time.

Yours truly,

John H. Ranson, Jr.

Being no further business Mr. Torrence declared the Public Hearing concluded at 7:49 P.M.

Vice Chairman

A Special recessed meeting and budget work session was held by the Appomattox County Board of Supervisors May 4, 1993 at 8:10 P.M. in the Courthouse, Courthouse Square, North Court Street, Appomattox, Virginia.

Present:
Dennis W. Torrence, Vice Chairman, Appomattox River District
Nina Beasley, Falling River District
Frank H. Carwile, Wreck Island District
Russell H. Moore, Piney Mountain District (late)
W. E. "Bill" Jamerson, Courthouse District (late)

Also Present:
Thomas W. Lawson, County Attorney
Gordon L. Rice, County Administrator

Vice Chairman Torrence, called the meeting to order and asked Mr. Rice to review the status of the Summer Youth Employment Program. Mr. Rice reported the County has received an "Intent to Award" a grant from the Central Piedmont Private Industry Council for $69,142.10 which will provide 34 six (6) week jobs for qualified youth within Appomattox County as well as Educational Enrichment for ten (10), occupational training for five (5), and preemployment and work maturity training. Mr. Rice also reported Mr. Tommy Terry had been selected as Chief Counselor, Bill Hogan as Senior Counselor, David Wenger as Counselor, and Annette Delahay as certified teacher. Mr. Terry and Mr. Hogan are to begin working May 5, 1993.

After meeting with the Planning Commission, Mr. Jamerson and Mr. Moore joined the recessed Board meting, Mr. Jamerson assumed the presiding chair, and asked Mr. Al Sears, Chairman of the Planning Commission who had also joined the meeting, for a recommendation on petition 93-189 regarding the Mabel C. Moore property. Mr. Sears reported the Planning Commission recommended the Board approve the petition and rezone the property from Environmental Hazard (EH) to Agricultural (A-1). After some discussion, Mrs. Beasley made a motion seconded by Mr. Torrence to accept the recommendation of the Planning Commission and adopt the following Rezoning Ordinance Z93-3:

REZONING ORDINANCE Z 93-3

BE IT ORDAINED by the Board of Supervisors of Appomattox County that the zoning ordinance and the zoning district map of this County is amended by the rezoning of property described as Tax Map Parcel 17(A)29 from EH Environmental Hazard District to A-1 Agricultural District.

DESCRIPTION OF PROPERTY

Tax Map Parcel 17(A)29, consisting of 157.66 acres, more or less, located on Route 683 approximately 1.6 miles from the intersection of Route 683 and 611 in the Stonewall Magisterial district. (A detained description is filed with the Board's papers.)

OWNER OF PROPERTY

Mabel C. Moore

BE IT FURTHER ORDAINED that the administrator be and he is hereby directed to designate the boundaries of the foregoing area as rezoned on the zoning district map of Appomattox County.

Public Hearing: May 4, 1993

Adopted: May 4, 1993

Gordon Rice, Clerk
Appomattox County Board of Supervisors

Vote: Mr. Jamerson - aye
Mr. Carwile - abstain
Mr. Torrence - aye
Mrs. Beasley - aye
Mr. Moore - absent

After further discussion, Mrs. Beasley made a motion seconded by Mr. Torrence to adopt Ordinance Z 93-1 as follows:

ORDINANCE Z 93-1

AN ORDINANCE TO AMEND AND REENACT THE APPOMATTOX COUNTY ZONING ORDINANCE TO, AMONG OTHER THINGS, REPEAL PROVISIONS PERTAINING TO THE ENVIRONMENTAL HAZARD DISTRICT AND REVISION PROVISIONS LIMITING EXPANSION OF NONCONFORMING USES.

BE IT ORDAINED BY THE Appomattox County Board of Supervisors:

1. That Article VIII, Section 811, Environmental Hazard District EH, be repealed.

2. That Article V, Section 501 be amended by deleting EH Environmental Hazard District from the zoning districts allowed in the County.

3. That Article VII, Section 701.03, Nonconforming Uses of Land, subsection 1 be amended to read in its entirety as follows:

1. A nonconforming use may be enlarged or increased or extended to occupy a greater area not exceeding fifty percent of the area that was occupied at the time of the enactment of or amendment to this ordinance. Nonconforming public use facilities which have received an operations permit from a state agency may be enlarged, increased or extended to occupy a greater area not exceeding the area for which such facility was permitted by such state agency at the time of the enactment of or amendment of this ordinance.

4. That Article X, Section 1009 be repealed.

5. That Article X, Section 1011, Solid Waste Disposal Site Requirements, be repealed.

6. That the Appomattox County Zoning Ordinance and official zoning map, as amended herein, be readopted and reenacted.

7. That these provisions shall be effective upon enactment.

Vote: Mr. Jamerson - aye
Mr. Carwile - abstain
Mr. Torrence - aye
Mrs. Beasley - aye
Mr. Moore - absent

Mr. Carwile explained for the record he abstained from voting on Ordinances Z93-1 and Z93-3 because he felt he did not know enough of all of the circumstances, many of which developed prior to his term of office.

Mr. Jamerson next asked the Board to consider the disposition of some 50 to 60 small parcels of property apparently owned by the County. After discussion, the Board by consensus asked Mr. Lawson to locate and verify ownership of these parcels after which the Board will decide which will be needed for solid waste transfer sites and which are expendable.

Mr. Jamerson next asked the Board to consider several requests for budget line item transfers. After review and discussion, Mr. Carwile made a motion seconded by Mr. Torrence to approve the following budget line item transfers:

3301-5401 $150.00 to 3301-5405 for laundry/housekeeping
7205-1003 $200.00 to 7205-5401 for office supplies

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next asked the Board to consider requests for supplemental appropriation. After review and discussion Mr. Torrence made a motion seconded by Mr. Moore to approve the following supplemental appropriations:

3301-7001 equipment $5096.50
2106-3005 Maint. Contract $300.00
2106-3010 Data Processing $500.00
2106-5203 Postage $200.00
2106-5401 office supply $600.00
1209-5203 Telecommunications $200.00
1209-3010 Data Processing (Computers) $920.00

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next asked the Board to consider a request from Stonewall Vineyards asking the permit fee to be waived for a proposed block dance May 15, 1993. After review and discussion, Mr. Torrence made a motion seconded by Mr. Carwile to approve the permit and waive the permit fee. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next asked Mr. Lawson the status of the transfer of the Town's ballpark to the County. Mr. Lawson reported he would soon have the deed completed and ready to record.

Mr. Rice reported the Treasurer asked for guidance on long term investing of Landfill Bond proceeds. After discussion, the Board asked Mr. Rice to determine the current rates and prepare a payment schedule of the committed money.

Mr. Rice also reported, Mr. Freddie Godsey had informed him he would accept the position of Emergency Services Coordinator, but would expect some monetary compensation for the extra work as had been the custom in the past. Mr. Rice also reported the State Emergency Services office had informed the County an employee paid by the Compensation Board would not be eligible for additional state reimbursement as an Emergency Services Coordinator. After considerable discussion, the Board by consensus asked Mr. Godsey to attend the Emergency Planning Course sponsored by the State Department of Emergency Services May 25-27 in Roanoke and report to the Board at their June 14, 1993 meeting.

Being no further business, Mrs. Beasley made a motion seconded by Mr. Carwile to adjourn at 9:40 P.M. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Chairman

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next asked the Board to consider requests for supplemental appropriation. After review and discussion Mr. Torrence made a motion seconded by Mr. Moore to approve the following supplemental appropriations:

3301-7001	equipment	$5096.50
2106-3005	Maint. Contract	$300.00
2106-3010	Data Processing	$500.00
2106-5203	Postage	$200.00
2106-5401	office supply	$600.00
1209-5203	Telecommunications	$200.00
1209-3010	Data Processing (Computers)	$920.00

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next asked the Board to consider a request from Stonewall Vineyards asking the permit fee to be waived for a proposed block dance May 15, 1993. After review and discussion, Mr. Torrence made a motion seconded by Mr. Carwile to approve the permit and waive the permit fee. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next asked Mr. Lawson the status of the transfer of the Town's ballpark to the County. Mr. Lawson reported he would soon have the deed completed and ready to record.

Mr. Rice reported the Treasurer asked for guidance on long term investing of Landfill Bond proceeds. After discussion, the Board asked Mr. Rice to determine the current rates and prepare a payment schedule of the committed money.

Mr. Rice also reported, Mr. Freddie Godsey had informed him he would accept the position of Emergency Services Coordinator, but would expect some monetary compensation for the extra work as had been the custom in the past. Mr. Rice also reported the State Emergency Services office had informed the County an employee paid by the Compensation Board would not be eligible for additional state reimbursement as an Emergency Services Coordinator. After considerable discussion, the Board by consensus asked Mr. Godsey to attend the Emergency Planning Course sponsored by the State Department of Emergency Services May 25-27 in Roanoke and report to the Board at their June 14, 1993 meeting.

Being no further business, Mrs. Beasley made a motion seconded by Mr. Carwile to adjourn at 9:40 P.M. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Chairman

The regularly scheduled monthly meeting of the Appomattox County Board of Supervisors was held in the Board's meeting room, Courthouse Square, Appomattox, Virginia, Monday, May 10, 1993 at 7:00 P.M.

Present:
W. E. Jamerson, Courthouse District (late)
Dennis W. Torrence, Appomattox River District
Nina B. Beasley, Falling River District
Frank H. Carwile, Wreck Island District
Russell H. Moore, Piney Mt. District

Also present:
Gordon L. Rice, County Administrator
Thomas W. Lawson, County Attorney

Mr. Torrence, Vice Chairman, presiding called the meeting to order at 7:00 P.M. and asked Mr. Carwile to give the invocation.

Mr. Torrence then called on Mr. Don Austin, Assistant Resident Engineer, Virginia Department of Transportation. Mr. Austin distributed to the Board copies of a proposed Resolution concerning the priority list for the 93/94 Secondary Road Allocation. Mr. Torrence asked if anyone had any questions for Mr. Austin. Discussion followed concerning projects in progress at the present time. Mr. Rice informed Mr. Austin of a request from Mr. D. S. Nash to reduce his road project bond for Woodchuck Drive located in Hunting Ridge Subdivision to $5,000.00. Mr. Austin informed the Board that the project was sufficiently complete to approve the reduction in Mr. Nash's bond. (Mr. Jamerson arrived). Mr. Carwile made a motion seconded by Mrs. Beasley to reduce Mr. Nash's road bond for Woodchuck Drive to $5,000.00. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson thanked and excused Mr. Austin and called Mrs. Janet Belter, Treasurer. Mrs. Belter presented financial reports for the month of April 1993 to Board members. A discussion of the County's financial condition followed. Mrs. Belter requested permission to attend the Treasurer's Convention in June costing approximately $200.00 which is reimbursed by the State. Mr. Torrence made a motion seconded by Mr. Carwile to approve Mrs. Belter's' request for $200.00 to attend the Treasurer's Convention. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson thanked and excused Mrs. Belter and called Dr. Jack Thomas, Superintendent of Schools to appear before the Board. Dr. Thomas asked for an appropriation of $960,968.82 for June, $439,300.00 for July, and $400,300.00 for August 1993, for school expenses. Motion by Mr. Torrence seconded by Mr. Moore to appropriate for June 1993 $960,968.82 and Encumber July's appropriation of $439,300.00 and August appropriation of $400,300.00. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice asked Dr. Thomas if the Board needed to take any action concerning FY94 Health Insurance. After discussion, Mrs. Beasley made a motion seconded by Mr. Carwile to continue with our present Health Insurance carrier, Blue Cross Blue Shield at the same premium rate and coverage as FY93. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

After discussion concerning the School Board's budget request Dr. Thomas was thanked and excused.

Mr. Jamerson next called Mr. Charlie Peterson, Solid Waste Administrator to appear before the Board to discuss landfill activities. Mr. Peterson reported 1,170 tons of solid waste was received in April with gate charges of $14,873.00. Mr. Jamerson stated that this does not reflect monthly billing for small users.

Mr. Peterson informed the Board of the purposed Surface Water Testing Program of Department of Waste Management. Discussion followed. Mr. Carwile made a motion seconded by Mrs. Beasley to accept the Surface Water Monitoring Plan for Appomattox County Landfill Permit #86 dated April 27, 1993. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye. (A copy is on file in the County Administrator's Office.)

Mr. Peterson next discussed inspection procedures for acceptance of solid waste being brought into the landfill. After discussion, the Board by consensus supported Mr. Peterson's procedure policy.

Mr. Peterson also discussed the regulations and procedure involved in accepting asbestos roofing shingles. After considerable discussion Mr. Carwile made a motion to support Mr. Peterson in his decision to refuse asbestos shingles at the landfill, seconded by Mr. Torrence. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Next Mr. Peterson informed the Board of the status of the Route 604 transfer site. He stated the site was ready for opening at the present time. Mr. Peterson requested that the Board set a date to officially open the site with an informal ceremony. The Board by consensus agreed to hold the ceremony on Wednesday May 12, 1993 at 9:00 A.M.

Mr. Peterson's next item for discussion was the status of the construction at the Landfill. The leachate pond is ready for operation. The construction is proceeding on schedule.

Mr. Peterson presented a request for payment from Mr. D. S. Nash for work done to date. Mr. Torrence made a motion seconded by Mrs. Beasley to pay D. S. Nash Construction Co. $49,016.25 from Landfill Bond for construction work done at the landfill. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson entertained discussion on the proposed amendment to the fee schedule in the Solid Waste Ordinance. Mr. Peterson expressed his concern with the section of the present ordinance that allows a reduced rate for bringing in 20 tires or more at one time. After considerable discussion the Board chose to present proposed amended ordinance as previously presented. Public Hearing was scheduled for June 7, 1993 at 7:30 P.M. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Peterson asked the Board's guidance concerning billing procedures for contract haulers. After explaining the present policy to the Board the Board asked Mr. Johnny Knight if he had anything he would like to say concerning this matter. Mr. Knight explained that he was having difficulty figuring how to charge his customers. He would like a flat rate established for a 30 yard box so that he would get payment prior to dumping containers.

Mr. Jamerson stated that he felt that it would be unfair to establish a flat rate for Mr. Knight and expect other contract haulers to pay the rate as established by the ordinance. After discussion Mr. Knight was thanked and excused.

Mr. Jamerson next brought up an additional appropriation from the landfill bond in the amount of $39,993.98 for engineering fees and signs. Motion to approved additional $39,993.98 appropriation from landfill bond money was made by Mr. Torrence and seconded by Mrs. Beasley. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson addressed Mr. Peterson's request for supplemental budget appropriation of $1400.00 for repair supplies, $210.00 for office supplies, $276.00 for maintenance supplies. Motion by Mr. Torrence seconded by Mr. Moore to approve supplemental budget appropriation totaling $1886.00 for repair supplies, office supplies and maintenance supplies for 4304. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye. Mr. Jamerson thanked and excused Mr. Peterson.

Mr. Torrence requested that Mr. David Hancock, property owner adjacent to the new Route 604 transfer site, be allowed to address the Board with some concerns.

Mr. Hancock is concerned that the new transfer site may be detrimental to the value of his property. He stated that he would be willing to sell this property to the County for what he paid for it.

Mr. Jamerson suggested if Mr. Hancock has an offer to make to the County that he put it in writing and present it to the Board. He felt that it would be inappropriate to consider Mr. Hancock's proposal at this time. After discussion Mr. Hancock was thanked and excused.

Mr. Carwile addressed the Board on his concern about Central Purchasing. He would like to have a committee appointed to access the need or a justifiable reason to have Central purchasing in the County.

Mr. Carwile made a motion seconded by Mr. Moore to put in place a fact finding study committee to assess the needs of or a justifiable reason to have Central Purchasing in Appomattox County. This committee should report back to the Board within sixty (60) days with its findings and recommendations. The committee would consist of Gordon Rice, Chairman, Dennis Gragg, W. S. "Bill" Slagle, David Bailey, Thomas S. Drinkard, and Gary Gilliam. Vote: Mr. Jamerson, nay; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next called Dan Brennan to discuss Motorcycle Safety and Awareness month. Mr. Brennan explained that the idea of Motorcycle Awareness month was to make the public aware of motorcyclists on the highways by asking the Board to pass a resolution recognizing May as Motorcycle Safety and Awareness Month in Appomattox County. Mrs. Beasley made a motion seconded by Mr. Carwile to adopt the following resolution:

MOTORCYCLE SAFETY AND AWARENESS MONTH

WHEREAS, in Virginia, there are over 205,000 licenses motorcycle riders, over 57,000 registered motorcycles; and

WHEREAS, motorcyclists are being encouraged to increase their motorcycling skills through various rider education and awareness programs such as the Virginia Rider Training Program and the Motorcycle Safety Foundation; and

WHEREAS, it is incumbent upon all vehicle drivers to look carefully for motorcyclists and all motorists are encouraged to "share the road" with motorcyclists in the traffic mix;

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors does hereby recognize May, 1993 as MOTORCYCLE SAFETY AND AWARENESS MONTH in Appomattox County and call its lifesaving purpose to the attention of all its citizens.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye. Mr. Jamerson thanked and excused Mr. Brennan.

Mr. Jamerson next discussed a request for the Board to appointment someone to the Social Services Board to replace Mr. Herbert Richardson whose term expires June 30, 1993. Mr. Torrence made a motion seconded by Mrs. Beasley to appoint Mr. David O. Austin, Appomattox River District, to the Social Services Board. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson brought up the next item for discussion which is a request from the Central Piedmont Private Industry Council for nominees to serve on the Council. Mr. Carwile made a motion seconded by Mr. Torrence to submit the following names to Central Piedmont Private Industry Council for consideration:

Garnet A. Mills, Route 2, Concord, Virginia;
W. D. Myrick, Route 4, Appomattox, Virginia.

Vote: Mr. Jamerson, aye; Mrs. Beasley, abstain, Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice presented a proposal from Appomattox Cleaning Service, Inc. to provide cleaning services for the County offices. After discussion the Board asked Mr. Rice to contact Mr. Wilder and get specifics and report back at the June meeting.

Mr. Rice next requested the Board waive the review fee for two (2) plats for the Town of Appomattox. Mr. Torrence made a motion seconded by Mr. Carwile to waive the plat review fee for the Town of Appomattox on the two (2) well lots. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

The Board next discussed consolidating payrolls for the Schools, Clerk of Circuit Court, Social Services and other County departments. The Board requested that Mr. Rice contact the departments involved and seek their input.

Mr. Jamerson read a request for Entertainment Festival Permit and fee and bond requirement waver from the Historic Appomattox Railroad Festival Board. Mr. Carwile made a motion seconded by Mrs. Beasley to approve the Music Festival scheduled for May 23, 1993 and waive fee and bond requirements. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Moore made a motion seconded by Mrs. Beasley to approve the following line item transfers:

$1200.00 from 1213-1003 part time salaries to 1213-5401 office supplies
$ 159.00 from 3104-5401 office supplies to 3104-5409 police supplies
$ 13.20 from 3104-3012 leases to 3104-5409 police supplies
$ 100.00 from 3104-1003 part time salaries to 3104-5409 police supplies
$ 42.06 from 3102-3007 advertising to 3102-5203 telephone
$ 325.00 from 3108-5804 training to 3108-5417 class supplies
$ 75.57 from 3301-5406 linen; $18.76 from 3301-5410 uniforms; $17.67 from books to 3301-5405 laundry
$ 100.00 from telephone to 3301-5404 med/lab supplies
$ 261.72 from repairs & maint. to 3301-5405 laundry
$ 86.57 from 3301-5203 telephone to 3301-5404 med/lab supplies
$ 245.18 from 3301-5407 repairs & maint. to 3301-5405 laundry
$ 750.00 from 7102-5308 insurance to 7102-5412 class supplies
$ 300.00 from 7102-1003 part time salaries to 7102-5412 class supplies
$ 750.00 from 7102-7001 equipment to 7102-5412 class supplies
$ 100.00 from 7102-5401 office supplies to 7102-5501 milage
$ 40.00 from 7102-5801 dues to 7102-5501 milage

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Torrence made a motion seconded by Mr. Carwile to approve the following supplemental budget appropriations:

$104.00 to 3401-5411 for code books
$750.00 to 8303-5203 for telephone expenses

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mrs. Beasley made a motion seconded by Mr. Carwile to approve the following appropriations for June 1993:

5301 Department of Social Services	$ 45,000.00
1101 Board of Supervisors	8,000.00
1201 County Administrator	10,500.00
1209 Commissioner of Revenue	13,500.00
1213 Treasurer	13,616.00
1301 Electoral Board and Officials	1,600.00
1302 Registrar	3,041.00
2101 Circuit Court	1,000.00
2102 General District Court	300.00
2105 Juvenile & Domestic Relations Court	200.00
2107 Sheriff Serving Civil Papers	3,500.00
2109 Court Services Unit	300.00
2201 Commonwealth Attorney	6,500.00
3102 Sheriff	103,000.00
3103 Town Police County	9,000.00
3104 Sheriff Drug Prevention	5,000.00
3108 Crime Prevention	5,200.00
3106 CADRE	300.00
3202 Volunteer Fire Department	14,350.00
3301 Jail Operation	7,000.00
3302 Nurse Block Grant	7,000.00
3401 Buildings	4,300.00
3501 Animal Control	3,500.00
3503 Medical Examiner	400.00
4203 Refuse Collection	4,638.00
4204 Refuse Disposal	31,722.00
4302 General Properties	9,500.00
5309 Housing Rental Assistance	1,249.23
7102 Recreational Department	6,300.00
7104 Community Center Building	1,000.00
7205 Office on Youth	6,800.00
7301 County Library	7,500.00
8203 Soil & Water Conservation District	1,000.00
8102 Job Placement	12,000.00
8303 Community Development	300.00
TOTAL	$303,116.23

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson asked for comments or suggestions to submit to Virginia Association of Counties for its 1994 Legislative Program. After discussion Mr. Carwile made a motion seconded by Mr. Torrence to write Virginia Association of Counties with a proposal that localities receive $0.02 return from State sales tax instead of the present $0.01. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence,aye.

Being no further business Mr. Jamerson with agreement of the other Board members recessed the Board until 7:00 P.M. May 21, 1993.

Chairman

A public hearing to consider Appomattox County's proposed 1994 Fiscal Year's (July 1, 1993 to June 30, 1994) budget was held May 13, 1993 in the courtroom of the Appomattox County Courthouse, Courthouse Square, North Court Street, Appomattox, Virginia.

The Hearing, having been duly advertised, was called to order at 7:34 P.M. by Vice Chairman Dennis Torrence.

Present:
- Dennis Torrence, Vice Chairman, Appomattox River District
- Nina Beasley, Falling River District
- Russell Moore, Piney Mountain District
- Frank Carwile, Wreck Island District

Absent:
- W. E. "Bill" Jamerson, Courthouse District

Also present:
- Thomas W. Lawson, County Attorney
- Gordon L. Rice, County Administrator

Mr. Torrence began the hearing by reminding the audience a synopsis of the proposed budget was published in Appomattox Times and Appomattox Times Virginian April 28 & May 5, 1993 and that copies of a more detailed version had been handed out to those in attendance.

Mr. Torrence continued by explaining the purpose of the hearing and the procedure to be followed assuring the audience anyone wishing to address the issue would have an opportunity to speak and be heard by the Board of Supervisors tonight before final decisions had been made.

Having said this, Mr. Torrence asked to hear from the first speaker. Mrs. Lucille Fillingame residing on Route 618 asked to speak and identified herself as the representative of the bus drivers on the Salary Committee established by the School Board. Mrs. Fillingame reviewed the Committee's work and stated she was concerned no advance degree salary supplement should be awarded School Administrators since advanced degrees were and have been for some time a requirement of the position. Mrs. Fillingame also felt pay raises for administrators should be limited to a 2% increase in FY94 and that there was no need for an additional administrative position within the School Board's staff.

Mrs. Wanda Conner, Route 2 Box 514, spoke next representing the Appomattox County Education Association. Mrs. Conner read the following statement:

"I speak to you tonight regarding the budget on behalf of the Appomattox County Education Association of which I am vice-president.

Our thoughts and concerns over the budget fall into two categories. First, we would like to commend you on being well-informed and sensitive to the wishes of your constituents, including parents, staff members, and teachers. We applaud your stand on funding instruction in our county and on insisting that salary increases come from the bottom up. The salary committee did an excellent job of beginning to create a meaningful salary schedule and the ACEA asks that funding be included for implementing this schedule. The committee recommended larger raises for teacher aides and secretaries, people at the bottom of the scale whose salaries are far below average. The ACEA asks that funding be included for giving them the full amount proposed in the report.

A school budget is not just figures on a sheet of paper. It is about the student - his or her future, his or her success - and HOW how we spend our money affects his or her future and success. We have quality instruction and a low, low dropout rate in our county because we have dedicated, caring faculty and staff. We want to keep our dedicated, caring people. We have quality programs and opportunities for our young people because we have quality people. And to do that our people have to feel that they are worth something to our county. They have to be able to feed their families and send their children to college and pay their medical bills and rent and....

We want all of our teachers to have a nice room in which to teach so that some of them don't have to pack up all of their instructional materials and move from room to room all day or teach in a closet. We want them to have ample paper for handouts, equipment for hands-on learning, food for labs, new music, band and chorale uniforms to be proud of, new textbooks on time, money for field trips, conferences and workshops, and the list could go on just a little longer.

We've been "getting by" - "getting by" on the lowest amount of local funding in the state] If this isn't a source of embarrassment, it should be. We are not living in an economically deprived area. Our citizens have indicated time and again that they are willing to pay for education. We urge you not to use any disputes over how the money will be spent to cut money from the amount spent on instruction.

The face of education is changing rapidly. We are anxious to be innovators and leaders in the implementation of World Class Education and Tech-Prep. We are forging ahead into uncharted territory and we will need training and materials and support. These all have a price tag.

In closing, we want to thank you again for your support and urge you again not to forget that price tag."

Ms. Dianne Braford spoke next as a representative of Secretaries on the School Board's salary committee Ms. Braford said the aides should be the first priority and the secretaries the second priority when the Board considers salary increases. Ms. Braford explained secretaries' salaries range from $6,324.00 per year to $13,570.00 after 19 years service. Ms. Braford also explained the original recommendation to the Salary Committee was for a $2,000.00 per year increase for secretaries to bring their salaries in line with those of the lowest paying County in the area. Mrs. Braford said this proposal and a subsequent proposal was rejected by the Salary Committee as too expensive and that an increase of $750.00 per year was ultimately agreed to by the Salary Committee.

Mr. Cloud Abernathy residing at Lee-Grant Avenue in the Town of Appomattox spoke next. Mr. Abernathy, a County employee, said he would like his salary reinstated to that of last year and wished the Board to understand he is in charge of the janitorial service; maintaining the buildings, grounds, and telephone system; and also fills in for the Animal Warden and Building Inspector whenever they are absent because of sickness, vacation, and/or out of Town on County business. Mr. Abernathy continued by informing the Board he had never asked for a raise and his salary had increased only after former Boards of Supervisors deemed it appropriate.

Mrs. Julie Austin, Route 1 Box 382, spoke next and complemented the Board of Supervisors for their openness, stated position on salary increases, and desire to cooperate with the School Board. Mrs. Austin continued by reminding the Board the per pupil expenditure by the County is the lowest in the State and that County money contributed for the School's Budget has been:

1988-89		$2,618,000.00
1990-91		2,858,000.00
1991-92		2,758,000.00
1993-94	requested	2,863,000.00

Mrs. Austin also favored across the Board salary increases as recommended by the School Board's Salary Committee and noted that while the County's teachers' salaries are amongst the lowest in the State, the Administrator's Salaries rank number 37 from the highest.

Mr. John Fahrman, Route 2 Box 446 spoke next. Mr. Fahrman expressed support of the Board of Supervisors' position on salary increases for School Board employees and stated he wished the School Board would publicly discuss issues with both sides openly expressing their opinion as the Board of Supervisors often did.

Mr. Torrence asked to hear form anyone else who wishes to speak. Mrs. Fillingame asked to speak again. Mr. Torrence asked if anyone else who hadn't spoken wished to do so. Hearing no response after a sufficient delay, Mr. Torrence invited Mrs. Fillingame to again address the Board as the last speaker.

Mrs. Fillingame reviewed the Salary Committee's original and final recommendations . The proposed salaries for aides ($750.00 per year) would result in an increase ranging from 9.46% to 18.43%. The proposed increase in teachers salaries range from 2.18% to 6.45% and that for bus drivers would be 2%. Mrs. Fillingame also assured the Board the ultimate goal was to keep the students as the number one priority of the County.

There being no one else desiring to speak, Mr. Torrence declared the Public Hearing closed at 8:12 P.M.

Vice Chairman

A special recessed meeting and budget work session was held by the Appomattox County Board of Supervisors May 13, 1993 following the Public Hearing on the proposed 1994 Fiscal Year operations' budget for Appomattox County Government. The meeting was held in the courtroom, of the Appomattox County Courthouse, Courthouse Square, North Court Street, Appomattox, Virginia beginning at 8:15 P.M.

Present:
Dennis Torrence, Vice Chairman, Appomattox River District
Nina Beasley, Falling River District
Frank Carwile, Wreck Island District
Russell Moore, Piney Mountain District

Absent:
W. E. "Bill" Jamerson, Courthouse District

Also Present:
Gordon L. Rice, County Administrator

Vice Chairman Torrence presiding called the meeting to order at 8:15 P.M. The School Board's proposed budget and the comments from the recently concluded public hearing were discussed at length; however, no action was taken pending Mr. Jamerson's return.

Mr. Torrence informed the Board all nominees for the Piedmont Private Industry Council need recommendation of the Chamber of Commerce since the search is for a business or industry representative.

Mr. Torrence next asked the Board to consider Zoning Ordinance Z-93-2 and noted that at their meeting of March 11, 1993, the Board resolved to rezone the Landfill to Agricultural (A-1), but did not adopt an ordinance as suggested by Attorney Tribble. After discussion, Mrs. Beasley made a motion seconded by Mr. Moore to adopt the following Ordinance:

ORDINANCE Z 93-2

BE IT ORDAINED by the Board of Supervisors of Appomattox County that the zoning ordinance and zoning district map of this County is amended by the rezoning of property described as Tax Map Parcel 66(A)29 from EH Environmental Hazard District to A-1 Agricultural District.

DESCRIPTION OF PROPERTY

Tax Map Parcel 66(A)29, consisting of 234 acres, more or less, located on Route 632 approximately 2.4 miles from its intersection with Route 634 in the Clover Hill Magisterial district. (A detailed metes and bounds description is filed with the Board's papers.)

OWNER OF PROPERTY

County of Appomattox

BE IT FURTHER ORDAINED that the administrator be and he is hereby directed to designate the boundaries of the foregoing area as rezoned on the zoning district map of Appomattox County.

Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, abstained; Mr. Moore, aye; Mr. Jamerson, absent.

Mr. Carwile explained he abstained from voting because he did not know enough about the circumstances leading to this action, much of which developed before his term of office.

Mr. Torrence next informed the Board that members of the Town Council wished to be present at the ribbon cutting ceremony for the new solid waste transfer site adjacent to Route 604 and had inadvertently not been invited. After some discussion the Board, by consensus, decided to reschedule the ceremony for Tuesday May 18, 1993 at 9:00 A.M. and to invite the Appomattox Town Council.

Mr. Carwile informed the Board Mr. Sammy Carter had resigned from the Community Center Board. Mr. Carter was the representative from the Town of Appomattox. After discussion, the Board by consensus decided to write the Town, inform them of Mr. Carter's resignation, and request a replacement be recommended for appointment.

Mr. Torrence next asked the Board to consider a request from the Library Board to appropriate $2011.57 from the Library Fund to purchase computer bar coding equipment and books. After discussion, Mrs. Beasley made a motion seconded by Mr. Carwile to appropriate $2011.57 from the Library Fund to purchase computer bar coding equipment and books. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye.

Mr. Torrence next asked the Board to consider a request to appropriate money from the Landfill Bond. After discussion, Mrs. Beasley made a motion seconded by Mr. Moore to appropriate from the Landfill Bond to Fund $29,160.00 to pay for new 40 cu yd roll off solid waste containers, $79,629.00 to pay for the new 1993 model Mack roll-off truck with tarp system, and $108.90 to pay for legal advertisement announcing the Public Hearing to consider an increased landfill use fee. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye.

Mr. Torrence next asked the Board to consider several requests for supplemental appropriations. After review and discussion, Mrs. Beasley made a motion seconded by Mr. Carwile to appropriate:

$700.00 to 1101-5803 for refunds
$740.00 to 1101-3007 for advertising
$100.00 to 8111-3007 for advertising.

Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye.

Mr. Torrence next informed the Board of a seminar May 26, 1993 at the Virginia Tech campus starting at 9:00 A.M. titled "Business Opportunities with Central America" and asked any Board member interested in attending inform Mr. Rice to make arrangements.

Mr. Torrence next asked Mr. Rice the status of the proposed County Code Update. Mr. Rice reviewed the status and informed the Board to be prepared to advertise the changes as soon as the County Attorney completes his review and prepares the legal notice.

Being no further business, Mr. Torrence with agreement of all Board members recessed the Board at 10:16 P.M. until 7:00 P.M. May 24, 1993.

Vice Chairman

A special meeting and budget work session was held by the Appomattox County Board of Supervisors May 24, 1993 at the Board's meeting room, Courthouse Square, North Court Street, Appomattox, Virginia.

Present:
W. E. "Bill" Jamerson, Chairman, Courthouse District
Nina Beasley, Falling River District
Frank H. Carwile, Wreck Island District
Russell H. Moore, Piney Mountain District
Dennis W. Torrence, Appomattox River District

Also Present:
Thomas W. Lawson, County Attorney
Gordon L. Rice, County Administrator

Chairman Jamerson presiding called the meeting to order at 7:00 P.M.

Mr. Torrence informed the Chairman he had been in discussions with Thomasville Furniture Industries, Inc.'s General Manager, Bruce Cowen, regarding Thomasville's involvement with the U. S. EPA's Superfund Landfill Site in Buckingham County and had invited Mr. Cowen to appear before the Board at 8:00 P.M. to further discuss the issue.

Mr. Jamerson asked Mr. Rice to review the latest revenue estimate for FY94, a copy of which had previously been furnished the Board Members. Mr. Rice pointed out several revisions. The total revenue for FY94 is estimated at $14,114,988.00 excluding remaining proceeds from the Landfill Bond.

Mr. Jamerson next called on Mr. T. W. Lawson, Commonwealth and County Attorney. Mr. Lawson asked to transfer some money within his FY93 Commonwealth Attorney's Budget. After review and discussion, Mrs. Beasley made a motion seconded by Mr. Torrence to approve transferring $383.00 from 2201-1003 Part time Salaries to lines 2201-3004 Repairs/Maintenance, 2201-5201 telephone and 2201-5401 office supplies. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Lawson next requested the Board to reinstate $2327.00 for office expenses in the Commonwealth Attorney's FY94 budget. This money is to supplement that provided by the Compensation Board which recently reduced their allotment. After review and discussion, Mr. Carwile made a motion seconded by Mrs. Beasley to provide $2377.00 of local revenue money for Mr. Lawson's office expenses. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Lawson next asked the Board to reconsider his salary as County Attorney. After discussion, Mr. Torrence made a motion to increase the salary of the County Attorney by 2% in FY94. The motion died for lack of a second. After further discussion, Mr. Carwile made a motion seconded by Mrs. Beasley to increase the salary of the County Attorney to $15,000.00 for FY94. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye. Following the vote, Mr. Moore reminded Mr. Lawson the Board's action included no commitments for subsequent years.

Mr. Jamerson next asked the Board to consider Mr. Jack Thomas', School Division Superintendent, letter of May 17, 1993 in response to the Board's requests listed in Mr. Rice's letter of April 7, 1993 to Dr. Thomas. A lengthy discussion followed. Many important questions remain unanswered concerning the School's FY94 budget and Mr. Jamerson suggested a joint meeting of the School Board and the Board of Supervisors be arranged to resolve the issues. The Board by consensus agreed; suggested June 1, 1993 or May 27, 1993 as possible meeting dates; and asked Mr. Rice to schedule the meeting. The Board also asked to be furnished a list of school employees showing their current salaries and proposed salaries.

Mr. Jamerson next recognized Mr. Bruce Cowen, General Manager of Thomasville Furniture Industries. Mr. Cowen thanked the Board for the opportunity to discuss the Buckingham Landfill and reviewed the situation. Mr. Cowen explained that the Buckingham County Landfill (formerly the Joe Love Landfill) was placed on the Federal Government's Superfund list in 1989. Since, then Buckingham County and several private companies, which used the landfill, have contracted for independent scientific studies by Engineering Science, Inc. to determine what steps should be taken to protect public health and the environment from hazardous materials at the site. The protection plan recommended by Engineering Science Inc. has been rejected by the environmental Protection Agency. Instead, the EPA proposes a prohibitively expensive plan that would provide less protection to public health than the plan proposed by Engineering Science, Inc. Following are facts Mr. Cowen reported.

In a Superfund site the final decision on cleanup is made by the Federal EPA, but the cleanup is paid for by the PRP's (potentially responsible parties). PRP's include companies that took waste to the landfill as well as the owner of the landfill.

Thomasville and Buckingham County are both PRP's.

Everything Thomasville did was legal and in accordance with state permits.

The landfill has been owned by Buckingham County since 1982. The landfill was closed and caps put on trenches in 1983. "Caps" keep rainwater from running through the buried waste and into the groundwater.

The hazardous material landfill area is less than 3 acres.

The major study done for EPA by Engineering Science, Inc. on what should be done at the landfill costs over $1 million and was paid for by the PRP's.

Study Results:

- Only in the groundwater directly beneath the site is the contamination level unacceptable.
- There is no current risk to the public health or to the environment as the site exists today.
- Only if a person built a house on this land and had a well in the middle of the landfill, or disturbed the landfill cap, would any risk exist. And this is not possible, since the county owns the property.

Study Recommendation:

- Engineering Science, Inc., recommended a new, more extensive cap be placed over the hazardous landfill area and continuously monitored for at least 30 years. Should a problem develop, which is unlikely, the responsible parties would then be required to take appropriate action.

- Even though there are no health risks now, the PRP's are prepared to carry out Engineering Science's protection plan for the site.

EPA Preliminary Recommendation:

- Remove some of the trench waste (about one-third), transport part of the waste to an off-site landfill, burn some of the waste, and pump and treat groundwater for 30 years at a cost of $20 - 30 million.

Impact on People

- In the Engineering Science, Inc. proposal public health is protected.

- In the EPA plan, disturbance and removal of material from the site poses some risk to public health.

- With either plan the landfill site cannot be used by people.

- The excessive cost ($20 - 30 million) of the EPA preliminary recommendations would have severe impact on Thomasville and on Buckingham County as owner of the site.

- Thomasville employs over 1200 people in the area, of which 180 are also Buckingham County residents.

- A huge and unnecessary multi-million dollar expense would place Thomasville in a position where it could not spend needed money to remain competitive and this could impact pay and benefits, as well as long term success of Thomasville in this area.

Public opinion is a major factor in the final EPA decision.

A lengthy discussion followed. Mr. Cowen pointed out it was most important to note there was no current threat to the public health. Mr. Torrence made a motion seconded by Mr. Carwile to adopt the following resolution:

WHEREAS, the Appomattox County Board of Supervisors concurs with Engineering Science, Inc.'s study conclusion that no current risk to the public health or to the environment exist because of the former Joe Love Landfill in Buckingham County; and

WHEREAS, the Appomattox County Board of Supervisors has been assured Thomasville Furniture Co., Inc. complied with all landfill permit requirements regarding disposal of their solid waste;

NOW, THEREFORE, BE IT RESOLVED the Appomattox County Board of Supervisors urges the United States Environmental Protection Agency accept the recommendation of Engineering Science, Inc. to construct a more extensive landfill cap over the potentially hazardous landfill area, continuously monitor the groundwater for the next 30 years, and require responsible parties to take appropriate action should risks to health or the environment subsequently develop.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Also, the Board by consensus agreed Chairman Jamerson should speak on behalf of the Board at the upcoming public hearing Tuesday May 25, 1993 at Buckingham County High School.

Further, Mr. Torrence made a motion seconded by Mr. Carwile that letters be sent Melissa Whittington, EPA Remedial Project Manager; Patrick Ganghan, EPA Superfund Community Relations; Delegate Watkins Abbitt, Jr; and Representative L. F. Payne expressing the Board's concerns. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Lawson next informed the Board the Sheriff had requested the County purchase a new lawn mower since there had been so much recent trouble with the one now in use. After discussion, Mr. Jamerson asked Mr. Rice to investigate and take appropriate action.

Mr. Jamerson next asked the Board to consider the funding level for the Fire Department. The Board by consensus agreed to fund the Fire Departments for FY94 at the same level as FY93.

Mr. Rice informed the Board that Animal Warden, Paul Nix, had resigned effective June 11, 1993. After considerable discussion, Mr. Carwile made a motion seconded by Mr. Torrence to advertise for a replacement as soon as possible and not to include the salary in the advertisement.

Merit salary increases for several individual employees was next discussed. Mrs. Beasley made a motion seconded by Mr. Carwile to increase salaries effective July 1, 1993 as follows:

Cloud Abernathy	$2000.00
David Phillips	5%
Ottie Conner	5%
Ann Lawson	5%

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Mr. Jamerson next asked the Board to consider the revised FY94 Budget requests from the Sheriff. These were reviewed and discussed. No exceptions were taken.

Mr. Jamerson next asked the Board to consider the FY94 Budget request from the Health Department. Several questions were raised. The Board asked Mr. Rice to contact the Health Department for clarifications and report findings to the Board at the next meeting.

Mr. Jamerson next asked the Board to reconsider the request from the Southside Training Employment Placement Services, Inc. (STEPS), the Sheltered Workshop in Farmville. After discussion and review, Mr. Carwile made a motion seconded by Mrs. Beasley to contribute $4,500.00 in FY94 to Southside Training Employment Placement Services, Inc. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next asked the Board to reconsider the Library's FY94 Budget request considering the Town of Appomattox's increased contribution for the Library from $3500.00 to $5000.00. After review and discussion, Mr. Carwile made a motion seconded by Mr. Torrence to increase the Library's budget for FY94 by $1500.00 to a total annual FY94 budget of $91,711.00. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mrs. Beasley next reported the Social Services Department will have some unspent money in their FY93 budget. The Social Services Board, of which Mrs. Beasley is a member, requests the Board of Supervisors donate a portion of that money to the Special Welfare Fund, a discretionary fund set up to give money to deserving people that do not qualify for any welfare programs. This money is distributed as seen fit by the Social Services Board and the Director of Social Services. After review and discussion, Mr. Carwile made a motion seconded by Mr. Torrence to contribute 20% of the Department of Social Service's unspent FY93 monies, $4,911.00 to the Special Welfare Fund. Vote: Mr. Jamerson,aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mrs. Beasley next asked the Board to appoint an attorney to provide legal services for the Comprehensive Services Community Policy and Management Team. After discussion, Mr. Torrence made a motion seconded by Mr. Moore to appoint the Commonwealth Attorney, Mr. T. W. Lawson, as legal advisor for the Appomattox County Community Policy and Management Team. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next asked the Board to consider the issue of twice a year real estate tax billings. After discussion, Mr. Torrence made a motion seconded by Mr. Carwile for the County to establish biannual tax billings and payments of real estate taxes as soon as possible. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Further, the Board asked that Treasurer Belter, and Commissioner Mays be invited to the June 14, 1993 Board meeting to discuss implementing the new billing procedure.

The Board continued review of the County's FY94 Budget and decided by consensus to

1. approve association dues of $3,000.00 for the Sheriff's Department, $175.00 for the Treasurer, and $200.00 for the Commissioner of Revenue.
2. approved $8,000.00 to the Sheriff's budget to cover vrs and Blue Cross/Blue Shield for undercover officer and the remainder be added to part-time calaries, and FICA.
3. approve part-time salaries for the Commissioner of Revenue of $9,342.00 and travel expenses of $1,257.00.
4. approve for the Electoral Board $45.00 to pay Court Clerk for assistance during election, $400.00 for voting machine maintenance, and $1500.00 for office expenses.

5. approve $5,000.00 for movable vertical files in the Court Clerk's office.

6. approve an additional $1,000.00 for auto insurance at the Landfill making the total for this line $6,500.00.

7. disapprove $2,544.00 for employee uniforms at the landfill

8. approved $1500.00 to pay electricity for street light at the new solid waste transfer site on Route 604 and $4500.00 for surface water testing at the Landfill.

9. approved $3600.00 for telephone bills at the Extension Services office.

10. approved $1549.00 for categories 1201, 3102, and 1209 to pay combined health insurance premiums. This is money reimbursed by the School Board for employees with spouses working for the School System.

11. approved Health Department budget at $83,574.00. 12. approved $2,000.00 to Recreation budget for bleachers at the ballpark.

Being no further business to consider, Mr. Jamerson with agreement of the other members recessed the Board until 6:00 P.M. June 1, 1993.

Chairman

A recessed meeting and budget work session was held by the Appomattox County Board of Supervisors June 1, 1993 at 6:00 P.M. in the Board's meeting room adjacent to the Circuit Court Clerk's Office, Courthouse Square, North Court Street, Appomattox, Virginia.

Present:

W. E. Jamerson, Courthouse District
Nina B. Beasley, Falling River District
Frank H. Carwile, Wreck Island District
Russell H. Moore, Piney Mountain District
Dennis W. Torrence, Appomattox River District

Also Present:

Sammy Scott, Chairman, School Board
Richard Poe, School Board
Ora McCoy, School Board
Sonny Tolley, School Board
Winfred Nash, School Board
Jack Thomas, Superintendent of Schools
Gordon L. Rice, County Administrator

Mr. Jamerson, Chairman, presiding called the meeting to order at 6:00 P.M.

Mr. Jamerson welcomed School Board Chairman Sammy Scott and other members of the School Board present.

Mr. Jamerson asked Dr. Thomas, Superintendent of Schools, if he had any comments that he would like to make and if he had revisions to the Schools budget to present.

Dr. Thomas expressed to the Board that he was waiting until after the public hearing to revise the Schools budget. After discussion concerning administrative pay increases and other budget items Mr. Jamerson thanked Dr. Thomas and the members of the School Board for their cooperation in resolving the School budget issue.

At 7:10 P.M. Mr. Carwile made a motion seconded by Mr. Moore to enter into Executive Session to discuss personnel matters. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

On a motion by Mrs. Beasley seconded by Mr. Moore, it was resolved the Board of Supervisors return to regular session at 7:25 P.M. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

On a motion by Mrs. Beasley seconded by Mr. Moore, the following resolution was adopted:

WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification motion applies, and (ii) only such executive matters were heard; discussed or considered by the Appomattox County Board of Supervisors.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Torrence made a motion seconded by Mr. Carwile to allocate an additional $45,000.00 to the FY94 School Budget. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson called David Bailey, Town of Pamplin to address the Board. Pamplin Town Council is concerned with Norfolk and Westerns intentions to demolish the depot in Pamplin. Council requested Norfolk and Western give the depot to Pamplin. The Pamplin Town Council would like the Board of Supervisors support in their efforts to acquire the depot. After discussion the matter was held for the regular Board Meeting to be held on June 10.

On a motion by Mr. Carwile seconded by Mrs. Beasley, the Appomattox County Board of Supervisors in accord with Section 2.1-344 of the Code of Virginia entered into executive session at 8:05 P.M. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

At 8:32 P.M. on a motion by Mrs. Beasley seconded by Mr. Moore it was resolved the Board of Supervisors return to regular session. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

On a motion by Mrs. Beasley seconded by Mr. Moore the following resolution was adopted:

WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification motion applies, and (ii) only such executive matters were heard; discussed or considered by the Appomattox County Board of Supervisors.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Carwile made a motion seconded by Mr. Moore to appropriate $60,000.00 in the FY94 budget to purchase Jamerson property at the intersection of Route 727 and Evergreen Avenue. Vote: Mr. Jamerson, abstain; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next brought up the surface water testing at the landfill. After discussion, Mr. Carwile made a motion seconded by Mr. Moore to add $8,200.00 to the landfill budget to cover the cost of surface water testing. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

The next item for discussion was bleachers for the ballpark. Mrs. Beasley made a motion seconded by Mr. Torrence to appropriate $2,000.00 to the Recreation Department budget to cover the cost of two(2) sets of bleachers. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice discussed the revised FY94 budget request from the Health Department. This request reflects a 9.8% increase over the FY93 budget. After discussion and in order to continue at their present rate of service, Mr. Carwile made a motion seconded by Mr. Moore to approve $83,574.00 for FY94 for the Appomattox County Health Department. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice requested the Board approve adding expense of Animal Warden school to the FY94 budget. Mr. Carwile made a motion seconded by Mr. Torrence to add the cost of the Animal Warden school to the FY94 budget once cost has been determined. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson introduced a request from Treasurer Belter to install new lines to hook up DMV modem to computers. This would be beneficial to citizens during County decal purchase. Mr. Moore made a motion seconded by Mr. Carwile to include $1,000.00 in the FY94 budget to pay for installing hook-up to DMV modem in the Treasurer's Office. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice made a line item transfer request to pay for (2) new lawn mowers. Mrs. Beasley made a motion seconded by Mr. Torrence to approve the transfer of $717.00 from 4302-5308 General Liability Insurance to 4302-7001 equipment - to pay for lawn mowers. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson with agreement of the other Board members adjourned the Board until the Public Hearing, June 7, 1993 at 7:30 P.M.

Chairman

A Public Hearing of the Appomattox County Board of Supervisors was held Monday, June 7, 1993 at the Courthouse, Courthouse Square, North Court Street, Appomattox, Virginia to receive comments on the proposed ordinance to Amend and Readopt Section 10.5 of the Solid Waste Disposal Ordinance.

Present:

W. E. "Bill" Jamerson, Courthouse District
Nina B. Beasley, Falling River District
Frank H. Carwile, Wreck Island District
Russell H. Moore, Piney Mountain District

Dennis W. Torrence, Appomattox River District

Also Present:
Thomas W. Lawson, County Attorney
Gordon L. Rice, County Administrator

Mr. Jamerson, Chairman, presiding called the Public Hearing to order at 7:32 P.M.

Mr. Jamerson announced the purpose of the hearing, explained the procedure to be followed, and asked for comments.

Hearing no comments, Mr. Jamerson declared the Public Hearing closed.

Chairman

A recessed meeting and budget work session was held June 7, 1993 immediately following the Public Hearing, at the Courthouse, Courthouse Square, North Court Street, Appomattox, Virginia.

Present:
W. E. "Bill" Jamerson, Courthouse District
Nina B. Beasley, Falling River District
Frank H. Carwile, Wreck Island District
Russell H. Moore, Piney Mountain District
Dennis W. Torrence, Appomattox River District

Also Present:
Gordon L. Rice, County Administrator

Mr. Jamerson, presiding, called the meeting to order.

Mr. Jamerson began by explaining to the Board that the County needed to adopt a resolution declaring a State of Emergency due to the recent storm damage. After discussion, Mr. Carwile made a motion seconded by Mr. Torrence to adopt the following resolution:

LOCAL EMERGENCY RESOLUTION

WHEREAS, the Board of Supervisors of the County of Appomattox does hereby find:

1. That due to the heavy rains, windstorms, and hail the County of Appomattox and its citizens have sustained considerable loss and damage to property and crops.
2. That due to the rain, wind, and hail a condition of extreme peril necessitates the proclamation of the existence of an emergency;

NOW, THEREFORE, IT IS HEREBY PROCLAIMED that an emergency now exists throughout said County and

IT IS FURTHER PROCLAIMED AND ORDERED that during the existence of said emergency the powers, functions, and duties of the Director of Emergency Services and the Local Emergency Planning Committee of the County of Appomattox shall be those prescribed by State law and the ordinances, resolutions, and approved plans of the County of Appomattox in order to mitigate the effects of said emergency.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next opened for discussion, the proposal to go to twice a year tax billing. After discussion, Mr. Rice was asked to contact Thomas W. Lawson, County Attorney, concerning drafting an ordinance to cover the billing change.

Mr. Jamerson asked Mr. Rice for the status of Landfill Bond expenditures. After discussion Mr. Torrence made a motion seconded by Mr. Moore to appropriate $74,406.88 to pay the following leases as of July 1, 1993, out of Bond money:

J.I. Case - Farm tractor w/attachments	$ 6,547.55
Lehigh Municipal Leasing Inc.	56,574.41
Caterpillar Financial Services Corporation	11,284.92

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Carwile made a motion seconded by Mr. Moore to put $250,000.00 into a Capitol Improvements Fund. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson with agreement of the other Board members adjourned the Board until the Public Hearing June 8, 1993 at 7:30 P.M.

Chairman

A joint Public Hearing of the Appomattox County Planning Commission and the Appomattox County Board of Supervisors was held June 8, 1993 at the Courthouse, Courthouse Square, North Court Street, Appomattox, Virginia to consider a petition seeking Conditional Use Zoning Permit.

Present (Board of Supervisors):
W. E. Jamerson, Courthouse District
Nina B. Beasley, Falling River District
Frank H. Carwile, Wreck Island District
Russell B. Moore, Piney Mountain District
Dennis W. Torrence, Appomattox River District

Also Present:
Gordon L. Rice, County Administrator

Present (Planning Commission):
Calvin Tanner
Debra Chenault
Bobby Mitchell
Wayne Lewis
Charles Smith

Also Present:
Bill Caldwell, Clerk

Absent (Planning Commission):
Al Sears
David Bailey
Phillip Mobley
Russell Moore
C. A. Moore

Mr. Jamerson, Chairman of the Appomattox County Board of Supervisors, presiding called the Public Hearing to order at 7:30 P.M.

Mr. Jamerson announced the Purpose of the Hearing and explained the procedure to be followed.

Mr. Jamerson next asked Mr. Caldwell to read the petition to be considered. Mr. Caldwell read petition 93-196 of Mr. William Langhorne requesting a Conditional Use Permit for home occupation (Beauty salon) in accessory building. The property is zoned A-1 and is located on Route 647 between Route 668 and Route 685.

Mr. Jamerson asked to hear any comments concerning Mr. Langhorne's petition.

From the audience Mr. Langhorne rose to speak and identified himself. Mr. Langhorne stated that his wife was presently operating a beauty shop in their home and he just wanted to move it from their home to an accessory building located on the same property.

Mr. Jamerson asked to hear from anyone else concerning Mr. Langhorne's petition.

Hearing no further comments and being no further petitions to consider, Mr. Jamerson declared the public hearing closed.

Chairman

A special meeting and budget work session of the Appomattox County Board of Supervisors was held June 8, 1993 at the Courthouse, Courthouse Square, North Court Street, Appomattox, Virginia.

Present:
W. E. "Bill" Jamerson, Courthouse District
Nina B. Beasley, Falling River District
Frank H. Carwile, Wreck Island District
Russell H. Moore, Piney Mountain District
Dennis W. Torrence, Appomattox River District

Also Present:
Gordon L. Rice, County Administrator

Mr. Jamerson, Chairman, presiding called the meeting to order shortly after the close of the public hearing.

Work on the proposed FY94 budget continued. The first item for discussion was water and sewer at the Community Center. By consensus the Board agreed to add $500.00 to General Properties budget to cover these expenses.

Mr. Rice presented a request from the Recreation Advisory Committee to increase the Recreation Department budget by $750.00 to move fence at the ballpark. After discussion the Board by consensus agreed to the request.

Mr. Jamerson asked for discussion concerning twice a year Tax Billing. After discussion the Board by consensus decided to go with this proposal. Mr. Rice was instructed to add a part time position to the Treasurer's budget and a full time position to the Commissioner of Revenue's budget.

Mr. Rice requested the Board add $7,454.00 to the County Administrator's budget for the computer lease. By consensus the Board agreed to add $7,454.00 to the County Administrator's budget.

Mr. Rice asked the Board to clarify raises for Tina Carter at the landfill. Ms. Carter's probation will be up in August when she will be eligible for a 5% increase. The Board agreed that this would be Ms. Carter's only increase in FY94.

Mr. Jamerson with agreement of the other Board members adjourned the meeting until the regular Board meeting on June 11, 1993.

Chairman

The regularly scheduled monthly meeting of the Appomattox County Board of Supervisors was held in the Board's meeting room Courthouse Square, North Court Street, Appomattox, Virginia, Monday June 14, 1993.

Present:
W. E. "Bill" Jamerson, Courthouse District
Nina B. Beasley, Falling River District
Frank H. Carwile, Wreck Island District
Russell H. Moore, Piney Mountain District
Dennis W. Torrence, Appomattox River District (late)

Also Present:
Thomas W. Lawson, County Attorney
Gordon L. Rice, County Administrator

Mr. Jamerson, Chairman, presiding called the meeting to order at 7:00 P.M. and asked Mr. Carwile to give the invocation.

Mr. Jamerson called Sandra Lindsey, Resident Engineer, Virginia Department of Transportation. Mrs. Lindsey began by asking the Board to pass a resolution to close the bridge over Plain Run Branch, Route 627, for repairs. Mr. Carwile made a motion seconded by Mrs. Beasley to pass the following resolution:

WHEREAS, the Appomattox County Board of Supervisors held the annual Secondary Road Budget Hearing on April 12, 1993, after publishing notice in the TIMES VIRGINIAN newspaper once a week for two (2) consecutive weeks and posting Notice of Hearing at the front door of the Appomattox Court House ten (1) days before the hearing, and

WHEREAS, those members of the public attending said hearing were given the opportunity to participate in and make requests for new roads and improvements, and

WHEREAS, the proposed Secondary Road Budget Priority List for 1993-1994 was read into the record at said hearing for all in attendance to hear.

THEREFORE BE IT RESOLVED, that the attached Secondary Road Priority List for Appomattox County for 1993-94 is hereby approved by this Board.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

After discussion concerning Virginia Department of Transportation activities Mr. Jamerson thanked and excused Ms. Lindsey.

Mr. Jamerson next called on Mrs. Janet Belter, Treasurer and Mr. Monte Mays, Commissioner of Revenue to appear before the Board. Mrs. Belter presented the Board with financial information for the County. After reviewing this information with Mrs. Belter, the Board addressed the issue of biannual real estate tax billing. After discussion Mr. Jamerson thanked and excused Mrs. Belter and Mr. Mays.

Mr. Jamerson recognized Mrs. Lee, who lives on High Street adjacent to the School Board Office, to appear before the Board. Mrs. Lee explained that there is a large (60 to 80 feet high) pecan tree growing on the School Board property that poses a threat to her. She is afraid that the tree may fall on her house. She also objects to constantly cleaning up limbs and leaves from the tree. Mrs. Lee request the Board have the tree taken down. After discussion Mr. Torrence made a motion seconded by Mr. Carwile to have the pecan tree behind the School Board Office taken down. Vote: Mr. Jamerson, nay, Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson called on Freddie Godsey, Emergency Services Coordinator to give a report on the necessity for Emergency Planning for the County. Mr. Godsey went over some items that had been addressed in a Planning Course which he attended in Roanoke. After discussion the Board by consensus agreed that Appomattox County should remain in the Emergency Services Program.

Mr. Jamerson thanked and excused Mr. Godsey and called Dr. Jack Thomas, Superintendent of Schools, to appear before the Board. Dr. Thomas gave a report on school activities and requested an appropriation of $325,000.00 for the month of July 1993. After discussion Mr. Torrence made a motion seconded by Mrs. Beasley to appropriate $325,000.00 for the month of July 1993 to operate the schools. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Dr. Thomas asked direction from the Board on the Jamerson property located on Routes 1002 and 727. He understands that the Board intends to purchase this property. Mr. Carwile made a motion seconded by Mr. Torrence to purchase the Jamerson property located on Routes 727 and 1002 for $60,000.00. Vote: Mr. Jamerson, abstain; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson called Mr. Earl Dickerson, Engineer with Hurt and Proffitt and Mr. Charlie Peterson, Solid Waste Administrator, to appear before the Board and bring the Board up to date on landfill issues. Mr. Dickerson began by bringing the Board up to date on the surface water testing program for the landfill. After a lengthy discussion the Board by consensus agreed to begin testing June 1, 1993.

Mr. Dickerson continued by going over the progress of construction on Cell "I". The construction is proceeding well, Mr. Nash is doing a good job. Mr. Dickerson proceeded by telling the Board that in an area approximately 1/2 to 1 acre in size, in the very upper area of the trench, we have hit ground water. Going back over the data from last year the ground water was about four (4) feet lower in this area than it is now. Mr. Dickerson would like to run a test strip prior to taking any measures to install under drains to see if this area can be sealed with clay. Construction will not be held up during this test process.

Mr. Jamerson with consensus of the Board asked Mr. Dickerson to proceed and get back to the Board with the test results.

Mr. Dickerson brought up the Closure cost for Cell "G" and informed the Board that there was enough money in Counts and Dobyns original contract to do the closure.

Mr. Jamerson asked Mr. Dickerson to contact Counts and Dobyns concerning the closure and see if they wanted to do this work.

Being no further questions concerning the landfill, Mr. Jamerson thanked and excused Mr. Dickerson and Mr. Peterson.

Mr. Jamerson next asked the Board for corrections or additions to the minutes of the May 4, and May 13, 1993 Public Hearings and Special Meetings and the May 24, 1993 Special Meeting.

Mr. Carwile made a motion seconded by Mr. Torrence to approve the minutes of the May 4, 1993 and May 13, 1993 Public Hearing and Special Meeting and May 24, 1993 Special Meeting as presented. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

The subject of yearly appropriations was discussed. After discussion Mr. Torrence made a motion seconded by Mrs. Beasley to pass the following resolution:

COUNTY OF APPOMATTOX
APPROPRIATIONS RESOLUTION
FISCAL YEAR 1994

BE IT RESOLVED that the Board of Supervisors of Appomattox County, Virginia, hereby appropriates for the Fiscal Year commencing July 1, 1993 and ending June 30, 1994, from the funds, for the functions, and in the amounts indicated herein:

I. General Fund

1101 Board of Supervisors	469,188.00
1201 County Administrator	117,464.00
1204 County Attorney	15,000.00
1206 Independent Auditor	13,000.00
1209 Commissioner of Revenue	178,404.00
1213 Treasurer	173,984.00
1301 Electoral Board/Officials	13,088.00
1302 Registrar	36,649.00
2101 Circuit Court	3,475.00
2102 General District Court	1,642.00
2105 Juvenile/Domestic Relations Court	1,875.00
2106 Clerk of Circuit Court	44,920.00
2107 Sheriff (Civil Server)	24,839.00
2109 Court Services Unit	5,100.00
2201 Commonwealth Attorney	59,833.00
3102 Sheriff	784,170.00
3103 Sheriff (Town Police)	74,982.00
3104 Sheriff (Grant)	57,160.00
3106 CADRE Grant	4,246.00
3108 Crime Prevention Grant	40,000.00

3202	Volunteer Fire Departments	94,331.00
3203	Volunteer Rescue Squad	10,800.00
3204	Forestry Service	7,300.00
3301	Sheriff/Jail	119,276.00
3302	Block Grant (Nurse)	11,404.00
3401	Office of Building and Housing	41,187.00
3501	Animal Control	26,952.00
3503	Medical Examiner	500.00
4101	Road Viewers	75.00
4203	Refuse Collection	55,038.00
4204	Refuse Disposal	194,667.00
4206	Litter Grant	2,486.00
4302	General Properties	160,832.00
5101	Local Health Department	83,574.00
5105	Central VA Commission on Aging	3,500.00
5202	Central VA Community Services	24,559.00
5304	State Local Hospitalization	23,799.00
5309	Housing Worker Rental Assistance	16,777.00
5310	Comprehensive Services	39,771.00
6401	Central Virginia Community College	360.00
7102	Parks & Recreation Department	52,630.00
7104	Community Center	800.00
7109	Contributions	19,911.00
7205	Office on Youth	38,679.00
7301	Public Library	91,711.00
8101	Planning (CVPDC)	3,557.00
8102	Summer Youth	69,143.00
8104	Zoning	17,150.00
8105	Region 2000	9,224.00
8106	Chamber of Commerce	15,000.00
8111	Board of Zoning Appeals	1,800.00
8112	Planning Commission	2,200.00
8201	Air Pollution Control Board	100.00
8203	Robert E. Lee Soil & Water Conservation	3,500.00
8303	Extension Services	39,982.00
9203	Commissioner of Accounts	240.00

II.	Capital Improvement Fund (Uncommitted)	250,000.00
III.	Virginia Public Assistance Fund	685,440.00
IV.	School Operating Fund	9,790,683.00

BE IT FURTHER RESOLVED, THAT the County Treasurer be, and is hereby, authorized to transfer from the General Revenue Funds pursuant to this Resolution, as monies become available, and from time to time to meet the expenditures for amounts appropriated sums equal to, but not in excess of, the appropriations indicated for transfer, as Transfer to Schools (Operation) and Transfer to Department of Social Services for the period covered by this Appropriation Resolution. Other inter-fund transfers shall be in accordance with the direction of the Board of Supervisors.

Vote: Mr. Jamerson, nay; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice brought to the Board's attention that there were some funds that needed to be encumbered from the FY93 Revenue to be paid in FY94.

Mr. Carwile made a motion seconded by Mr. Moore to encumber $5,000.00 to pay for jail study, $439,300.00 plus $400,300.00 to pay school expenses for July and August, and $30,068.00 to pay for two (2) police cars from FY93 Revenue Funds. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson asked Mr. Rice to explain to the Board his proposal for Central Virginia Planning District Commission to do some work for the County.

Mr. Rice began by explaining that Appomattox County is entitled to 200 hours of service by Central Virginia Planning District Commission. Mr. Rice went on to explain that the County's Comprehensive plan was due to be updated. Mr. Rice suggests that instead of using our hours to update the Comprehensive Plan we should have our Zoning Maps updated and improved at this time. Mr. Rice recommended that the County Zoning Maps be updated in FY94 and the Comprehensive Plan be updated in FY95.

Mr. Torrence made a motion seconded by Mr. Carwile to have Central Virginia Planning District Commission update and revise the County Zoning Map in FY94 using the County's allotted hours. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice presented the Board with requests from the Youth Services Commission, the Community Center Board and the Air Pollution Control Board for appointments to serve on their committees and Boards. Mr. Carwile made a motion seconded by Mrs. Beasley to reappoint Terri Conrad and Judy Mawyer to the Youth Services Commission for a three (3) year term ending in July 1996; and to appoint Mr. R. W. Mitchell, representing Appomattox Town Council, to the Community Center Board to finish the unexpired term of Mr. Samuel E. Carter. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice brought up the issue of Pregnancy Leave mandated by the Pregnancy Discrimination Act an amendment to Title VII of the Civil Rights Act of 1964. Mr. Rice explained that the County Personnel Policy is in compliance with this Act. Mr. Rice requested guidance from the Board as to whether pregnancy leave was to be paid leave. After discussion, the Board by consensus decided to follow the present personnel policy in matters of pregnancy leave.

Mr. Jamerson next brought up a request from Mr. Richard Martin, Director of Social Services, to issue Mr. Herbert Richardson a Certificate of Appreciation for his years of service on the Social Services Board. Mr. Torrence made a motion seconded by Mrs. Beasley to issue Mr. Herbert Richardson a Certificate of Appreciation for Service on the Social Services Board. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice next brought up a new law which provides an optional Health Credit Program for retirees health insurance premiums. Mr. Rice explained that a new law has established credit up to $45.00 per month on health insurance premiums for retirees based on $1.50 per year of service if the employee elects to participate. This will cost approximately $11,812.00 per year based on a monthly payroll of $113,151.00. The County has seven (7) retirees who are eligible at the present time to participate in this program. After discussion no action was taken.

Mr. Jamerson next addressed the County's legal advertisement policy. After discussion Mr. Torrence made a motion seconded by Mrs. Beasley to alternate legal advertisements between the two (2) local papers, the Times-Virginian and the Appomattox Times. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice gave the Board information requested concerning Contract Janitorial Services for the County. Appomattox Cleaning Service, Inc. submitted a proposal to the County to clean County offices. The service is bonded and insured. The service would provide supplies except paper products and trash can liners. They anticipate at least two (2) people working daily, mostly during the day time. If they had a five (5) year contract they would ask a 3% increase per year. Several issues were discussed concerning employees presently working for the County and emergency situations that may arise which would need immediate attention. After discussion the Board by consensus decided to remain with the present cleaning system.

Mr. Rice next presented the Board with an invitation from Congressman Payne to the annual Housing Conference at Longwood College June 18, 1993. Mr. Jamerson has already sent in his registration fee.

Mr. Rice brought up that the Chairman of the Transportation Trust Fund Study Committee has contacted the County asking for input, comments or suggestions that the Board would like to make. The Board instructed Mr. Rice to send a letter to Delegate Deeds expressing the Board's comments and suggestions on this matter.

Mr. Jamerson presented a request from Monte Mays, Commissioner of Revenue, for $1390.00 for data entry expenses from unappropriated surplus. Mr. Moore made a motion seconded by Mrs. Beasley to appropriate from Unappropriated Surplus $1390.00 for data processing expenses for the Commissioner of Revenue. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice next brought up budget line item transfer requests. Mrs. Beasley made a motion seconded by Mr. Torrence to approve the following line item transfers:

$250.00 from 3102-3001, $1300.00 from 3102-3004, $36.00 from 3102-3007, $2,039.00 from 3102-3013, $1,873.00 from 3102-5305, $189.00 from

3102-5401, $1,500.00 from 3102-5404, $133.00 from 3102-5505, $592.00 from 3102-5801, $489.58 from 3102-5805, $500.00 from 3102-7002, $1,342.00 from 3102-7003, $250.00 from 3106-1003, $19.00 from 3106-2001, $82.00 from 3103-5305, $860.00 from 3103-5309, $634.81 from 3103-5410, $158.00 from 3103-5801, $17,628.00 from 3102-1004, $75.19 from 3102-2009, $16.00 from 3103-2009, $102.14 from 3102-3004 to 3102-7005 for the purchase of two (2) vehicles.

$7,000.00 from 4203-5305 to 4204-3004 - $6,000.00 and 4203-5408 - $1,000.00.

$22.00 from 4204-5405 to 4204-5201

$1,815.00 from 4204-5305 to 4204-5408

$2,000.00 from 7205-1003 to 7205-5201 - $50.00, 7205-5401 - $150.00, 7205-5413 - $300.00, 7205-7001 - $1,500.00

$47.00 from 7205-1003 to 7205-5804

$55.00 from 1201-5407 to 1201-1003

$11.00 from 3501-5409 to $3501-5404

$6.00 from 3501-5410, $18.00 from 3501-5407, $40.00 from 3501-1001 to 3501-5402

$2,023.00 from 3104-1003 to 3104-1001 - $373.00, $3104-2001 - $300.00, 3104-2002 - $50.00, 3104-5409 - $1,300.00

$1,741.00 from 3302-1003, $211.00 from 3302-2001, $48.00 from 3302-2009, $1,000.00 from 3301-5101 to 3301-5413 - $500.00, 3301-3001 - $1,000.00, 3301-5405 - $100.00, 3301-5404 - $100.00, 3301-5402 - $1,300.00.

$2,000.00 from 3102-1003 to 3102-5409 - $1,000.00, 3102-5413 - $1,000.00

$2,369.83 from 3104-1003 to 3104-1001 - $1,873.34, 3104-2001 - $322.86, 3104-2002 - $171.02, 3104-2006 - $2.61

$73.69 from 3102-3004 to 3102-5203

$708.20 from 3302-5413 to 3301-5404

$564.00 from 3102-2001 to 3102-5501

$8.00 from 2101-3002 to 2101-5413

$200.00 from 2106-5203 to 2106-5201

$25.00 from 5309-5401 to 5309-5201

$825.00 from 4302-1003 to 4302-3002 - $200.00, 4302-5103 - $200.00, 4302-5405 - $350.00, 4302-5501 - $75.00

$180.00 from 2101-3002 to 2101-1007

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice discussed with the Board the fact that line item transfers were not necessary. He has spoken with the auditors concerning this matter and they agreed that line item transfer of money was time consuming and unnecessary. The Board by consensus agreed to discontinue line item transfers.

Mr. Rice next presented the Board with Supplemental Budget Appropriation Requests. Mr. Carwile made a motion seconded by Mr. Torrence to approve the following supplemental budget appropriation requests:

$1,773.01 to 3301-5204 for the Inmate Telephone Fund

$1,089.00 to 3102-1003 for Part time wages

$33.00 to 3102-5413 for Miscellaneous

$84.00 to 3102-2001 for FICA

$389.70 to 3202-7005 Motor Vehicle part of fire truck payment

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson presented an appropriation request from the landfill Bond Money to pay the following bills:

Appomattox ServiStar Hardware, Inc.	$ 12.09
W. Frank Moore, Inc.	13,017.43
W. W. Boxley Company	4,977.96
J. E. Sears & Co., Inc.	9,880.40
J. E. Jamerson & Sons, Inc.	145.11
Cavalier Equipment Corporation	2,000.00
Hurt and Proffitt, Inc.	4,727.45
B. & E. Electric Service	2,987.66
Coleman & Sons, Inc.	374.40
D. S. Nash	83,328.80
NAPA Auto Parts	30.75

Mr. Moore made a motion seconded by Mrs. Beasley to appropriate $121,482.05 from the Landfill Bond Account for the month of June 1993. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson presented an application for Permit to Hold Bingo Games and Raffles from the Board of Directors of Holiday Lake 4-H Educational Center, Inc.

Mrs. Beasley made a motion seconded by Mr. Torrence to approve the application for Permit to Hold Bingo Games & Raffles from the Board of Directors of Holiday Lake 4-H Educational Center, Inc. and to waive the application fee. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice brought an appropriation request to the Board for the Library Fund. Mr. Torrence made a motion seconded by Mr. Carwile to appropriate $18,122.38 from the Library Fund for the month of June 1993. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next read the Appomattox County Planning Commissions recommendation to the Board from the Public Hearing of June 8, 1993.

Mr. Carwile made a motion seconded by Mr. Moore to approve a Conditional Use Permit, (Petition 93-196) of William Langhorne, to operate a beauty salon in an accessory building located on Route 647. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson brought up the Proposed Revision to Solid Waste Management Ordinance Fee schedule. Mr. Torrence made a motion seconded by Mrs. Beasley to adopt the following revision to the Solid Waste Management Ordinance:

REVISION TO SOLID WASTE MANAGEMENT ORDINANCE

(G) Fee schedule as follows:

(1) When brought to the landfill:

Tires	$1.00 16" rim size or less
	$2.50 Over 16" rim size
	If split, loose load rate above applies.

Commercial hauler type vehicle:

Loose Load $4.50 per cubic yard for loads up to four (4) tons. Loose load over four (4) tons - $50.00 per ton.

Compacted load $9.00 per cubic yard for loads up to eight (8) tons. Compacted loads over eight (8) tons $50.00 per ton.

(2) Business/industry (if not picked up by commercial hauler, or otherwise disposed of at landfill):

Small User (under 2 cu yds week) Monthly fee	$5.00
Medium User (Under 12 cu yds week) Monthly fee	$24.00
Large User (12 cu yds or over week)	$45.00

Extra large user (over 20 truck loads per week) will be given individually negotiated rate after study to determine usage).

(3) All dead animals (large) $25.00 each

(4) Local governments are exempt from these fees.

(5) Commercial haulers must register with the landfill office and pay annual license fee of $100.00. Commercial haulers will be charged for waste generated from both residential and business customers and rates will be same as paragraph (1) above. Only waste generated in Appomattox County will be accepted at the Appomattox County Landfill.

(6) County residents shall be allowed to deposit up to 12 cu yds per month of solid waste generated by their own residence without charge. (This does not include tires). Over 12 cu yds per month will be charged same as fee schedule above.

(7) Fee collection details will be as prescribed by landfill administrative office.

This change is to be effective July 1, 1993 and new rates will be charged at that time. Existing Commercial Permits must be renewed prior to July 1, 1993.

The Town of Pamplin's commercial carrier is exempt from these requirements, provided this carrier only picks up solid waste within the Corporate Limits of Pamplin City.

Anyone bringing 20 or more tires to the Landfill for disposal will only be charged 50 percent of the above charge. i.e. 20 sixteen inch tires at $1.00 = $20.00 times 50% = $10.00 charge.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice informed the Board concerning the Transportation Enhancement Program Grant, Route of Lee's Retreat. This grant is in conjunction with Amelia, Buckingham, Cumberland, Dinwiddie, Nottoway and Prince Edward. The project title is Driving Tour of the Route of Lee's Retreat. There are three sites proposed in Appomattox County. One at the Depot, one at New Hope Baptist Church (Rear Guard), and one at the Courthouse Historical Park. Mr. Rice asked the Board if they would like to hold a public hearing for this grant application to hear public comment prior to making a decision to participate. After discussion Mr. Torrence made a motion seconded by Mr. Carwile to participate in the Transportation Enhancement Program Grant application with Amelia, Buckingham, Cumberland, Dinwiddie, Nottoway and Prince Edward. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Rice also presented a proposal from Carolyn Lawson to apply for a Transportation Enhancement Program Grant to put up "Gateway" signs on all roads as you enter the County. Mrs. Beasley made a motion seconded by Mr. Moore for Mrs. Lawson to proceed with the application for a Transportation Enhancement Program Grant to erect "Gateway" signs as you enter the County. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Torrence made a motion seconded by Mrs. Beasley that the Appomattox County Board of Supervisors in accord with Section 2.1-344 of the Code of Virginia enter into an executive session to discuss personnel matters. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

On a motion by Mrs. Beasley seconded by Mr. Moore, it was resolved the Board of Supervisors return to regular session. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

On a motion by Mr. Torrence seconded by Mr. Carwile, the following resolution was adopted:

WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification motion applies, and (ii) only such executive matters were heard; discussed or considered by the Appomattox County Board of Supervisors.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Carwile made a motion to hire Mrs. Patty Myrick for the Summer Youth Counselor position. The motion died for lack of a second.

Mrs. Beasley made a motion seconded by Mr. Moore to offer the position of Summer Youth Counselor to Mrs. Shirley Wheeler. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, nay; Mr. Moore, aye; Mr. Torrence, abstain.

The Board asked Mr. Rice to schedule interviews for the position of Animal Warden for Monday, June 21, 1993 beginning at 6:30 P.M., at 15 minute intervals.

Mr. Jamerson, with agreement of the Board scheduled an executive session for Monday June 21, 1993 at 8:00 P.M. with the Constitutional Officers.

Being no further business and with the agreement of the other members, Mr. Jamerson adjourned the Board until June 21,1993 at 6:30 P.M.

Chairman

A recessed meeting and budget work session was held by the Appomattox County Board of Supervisors June 21, 1993 at 6:30 P.M. in the Board's meeting room adjacent to the Circuit Court Clerk's Office, Courthouse Square, North Court Street, Appomattox, Virginia.

Present:
W. E. "Bill" Jamerson, Courthouse District
Nina B. Beasley, Falling River District
Frank H. Carwile, Wreck Island District
Russell H. Moore, Piney Mountain District
Dennis W. Torrence, Appomattox River District

Also Present:
Gordon L. Rice, County Administrator

Mr. Jamerson, Chairman, presiding, called the meeting to order at 6:30 P.M.

Mr. Carwile made a motion seconded by Mrs. Beasley to enter into executive session to interview applicants for Animal Warden. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

On a motion by Mr. Carwile seconded by Mrs. Beasley, it was resolved the Board of Supervisors return to regular session. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

On a motion by Mr. Torrence seconded by Mrs. Beasley, the following resolution was adopted:

WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification motion applies, and (ii) only such executive matters were heard; discussed or considered by the Appomattox County Board of Supervisors.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Torrence made a motion seconded by Mr. Carwile to hire Jeffrey Lynn Marks as soon as possible, for the position of Animal Warden. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson asked for discussion on compensation for the Emergency Services Coordinator. After discussion a motion was made by Mr. Carwile seconded by Mr. Moore to pay annual compensation of $1500.00 to the Emergency Services Coordinator for FY94. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson brought up the Town's donation to the Library. The donation was increased from $3500.00 for FY93 to $5000.00 for FY94. By consensus the Board authorized Mr. Rice to add the $1500.00 additional money to the Library budget for FY94.

Mr. Jamerson informed the Board that action was necessary to end the emergency declared due to the June 5th storm. Mr. Torrence made a motion seconded by Mrs. Beasley to notify the Governor that an emergency situation no longer exists in Appomattox County. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson presented several appropriation requests. Mrs. Beasley made a motion seconded by Mr. Torrence to appropriate $47,411.25 to make a scheduled debt service payment on the landfill Bond. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Torrence next made a motion seconded by Mr. Carwile to appropriate $2620.36 to make scheduled payment on the Marshall Building. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mrs. Beasley made a motion seconded by Mr. Torrence to enter into Executive Session to discuss personnel. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

On a motion by Mrs. Beasley, seconded by Mr. Torrence, it was resolved the Board of Supervisors return to regular session. Vote: Mr.

Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

On a motion by Mr. Torrence seconded by Mrs. Beasley, the following resolution was adopted:

WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification motion applies, and (ii) only such executive matters were heard; discussed or considered by the Appomattox County Board of Supervisors.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Motion by Mr. Torrence seconded by Mrs. Beasley that the Board ask Gordon L. Rice, County Administrator to resign immediately and serve on standby as consultant for two months with pay. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, nay; Mr. Moore, aye; Mr. Torrence, aye.

Motion by Mr. Torrence seconded by Mr. Moore if Mr. Rice will not resign, the Board will terminate his employment effective immediately with two months consultants pay. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, nay; Mr. Moore, aye; Mr. Torrence, aye.

Being no further business and with agreement of the other Board members, Mr. Jamerson adjourned the meeting until the June 28, 1993 Public Hearing.

Chairman

A Public Hearing of the Appomattox County Board of Supervisors was held Monday, June 28, 1993 at 7:30 P.M. in the Courthouse, Courthouse Square, North Church Street, Appomattox, Virginia.

Present:
W. E. Jamerson, Courthouse District
Nina B. Beasley, Falling River District
Frank W. Carwile, Wreck Island District
Russell H. Moore, Piny Mountain District
Dennis W. Torrence, Appomattox River District

Also Present:
Thomas W. Lawson, County Attorney
Aileen T. Ferguson, Interim County Administrator

Mr. Jamerson, presiding called the meeting to order at 7:30 P.M. and stated the purpose of the hearing was to receive comments on the revisions and recodification of the County Ordinances.

Mr. Jamerson then called on Thomas W. Lawson, County Attorney to explain the necessity of the changes.

Mr. Lawson began by explaining that the County Code Book was adopted in 1978 and that none of the changes in ordinances had been updated in the Code Book since that date. He explained that the Code Book was difficult to use because you could not find the proper information when needed. With this update the Code Book will be uniform with current State Code and will be updated annually to keep the County Code Book up to date with current changes.

Mr. Lawson then went over the final proposed changes in the recodification as follows:

1. In Sec. 3-4 through Sec. 3-7 everywhere you have County Clerk should read County Administrator.

2. In Sec. 41-3 through Sec. 41-3 a.b. and c. everywhere you have County Clerk should read County Administrator.

3. In Sec. 41-2 should read "all outdoor entertainment shall be subject to a permit requirement. This permit shall be issued by the Board of Supervisors, subject to the rules and regulations in duration established by the Board for each individual permit". . .

In the last sentence of Sec. 41-2 this should be a Class One misdemeanor.

4. In Sec. 41-1 in the definition of musical or entertainment festival should read "that any gathering of fifty (50) or more people". . .

5. In Sec. 41-10 the last sentence should read "this bond requirement may be waived for private property."

6. In Sec. 41-20 the last sentence should read "Class Three misdemeanor rather than a Class One misdemeanor".

7. In Sec. 147-1 paragraph 1 the Code Sec. should be changed from 58-829.1 to 58.1-3504.

8. In Sec. 139-3 add to paragraph E "It shall be unlawful to salvage in or around any container site or dumpster"

9. Violation of this Section shall be a Class Three misdemeanor.

10. Sec. 147-19 - The County has adopted a utility tax a copy of which I am sending you. The tax was adopted on May 10, 1993. It changes the Section as you have it in our proposed Code as it stops after incorporated towns. The County is not imposing this tax on cable television. Again, a copy of this ordinance is enclosed.

11. Please find enclosed a copy of three ordinances concerning our zoning statutes. It should be self-explanatory. If you have any questions, please give me a call. The ordinances are described as Ordinances Z 93-1, Z 93-2, and Z 93-3.

12. Sec. 147-30, paragraph C (3) - "The license sticker must be purchased each year no later than August 31st, from the County Treasurer's Office. The license sticker shall be valid one year beginning August 1st and ending July 31st.

13. The only other matter that I can think of at this time would be that the County is presently advertising under the solid waste ordinance Chapter 139-7. The public hearing on this matter has been set for June 7, 1993, at which time I would assume the changes will be enacted into law. I don't know how this would fit into your schedule of finalizing our Code, but if possible we would like to have it included in the new Code Book.

Mr. Jamerson asked to hear comments or questions from anyone concerning the revisions or recodification of the County Code.

Hearing none Mr. Jamerson declared the Public Hearing closed at 7:42 P.M. and adjourned the Board until 7:50 P.M., immediately following the Public Hearing.

Chairman

A recessed meeting of the Appomattox County Board of Supervisors was held on June 28, 1993 at 7:50 P.M. following the Public Hearing, in the Courthouse, Courthouse Square, North Court Street, Appomattox, Virginia.

Present:
W. E. Jamerson, Courthouse District
Nina B. Beasley, Falling River District
Frank W. Carwile, Wreck Island District
Russell H. Moore, Piney Mountain District

Dennis W. Torrence, Appomattox River District

Also Present: Mrs. Aileen T. Ferguson, Interim County Administrator

Mr. Jamerson, presiding, reconvened the meeting and called upon Mr. Jeff Marks, Animal Warden, to appear before the Board.

Mr. Marks began by giving the Board information involving adoption of animals at the Animal Shelter. Mr. Marks continued by explaining to the Board that he had requested the Appomattox County Humane Society return the keys to the shelter which are in their possession to him. Mr. Marks intends to operate the shelter and adopt the animals himself.

Mr. Marks requested the Board issue him a handgun for use in the performance of his duties. After some discussion, the Board directed Mr. Marks to research this further and to report back to the Board on July 12th at the Regular Board meeting.

Mr. Marks next addressed the issue of "Drop Boxes" on the outside of the shelter. The Humane Society has a key to these boxes at the present time. After discussion Mr. Carwile made a motion seconded by Mr. Torrence to have the Humane Society return the key to the "drop boxes" to Mr. Marks. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye: Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Being no further business for Mr. Marks, Mr. Jamerson thanked and excused him.

Mr. Jamerson next brought up signature authority for checks for someone to replace Gordon L. Rice. Mrs. Belter, Treasurer, requests offical notification of appointment for her records. Mr. Carwile made a motion seconded by Mrs. Beasley to appoint Aileen T. Ferguson to sign checks, replacing Gordon L. Rice. This was to be effective retroactive to June 21, 1993. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye: Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Mrs. Ferguson presented a request from Sheriff Richardson to purchase two (2) chairs for the dispatch room. Mr. Torrence made a motion seconded by Mr. Carwile to approve the purchase of two (2) chairs for the dispatch room at a cost of $378.00. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye: and Mr. Torrence, aye.

Mrs. Ferguson brought to the Board's attention that no money had been appropriated in the Community Center FY94 budget to pay personnel to open and close the Building after regular hours. Mr. Torrence made a motion seconded by Mr. Carwile to appropriate $2,000.00 to the Community Center FY94 budget to pay personnel to open and close the building after hours. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye: and Mr. Torrence, aye.

Mrs. Ferguson asked the Board to set a date for the Public Hearing for the Transportation Enhancement Program grant. Mr. Carwile made a motion seconded by Mrs. Beasley to schedule a public hearing for July 12, 1993 at 6:45 P.M. in the Board of Supervisors room for the purpose of hearing comments on the Transportation Enhancement Program grant application. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye: Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Ferguson presented a request from Matt Lair, Magistrate, to have his pager repaired. The Board by consenses agreed to appropriate up to $150.00 to repair pager.

Mrs. Ferguson presented several requests for supplemental budget appropriations for FY93. Mr. Carwile made a motion seconded by Mr. Torrence to approve the following supplemental budget appropriations for FY93:

Court Services Unit - $280.00 for juvenile detention expenses.

Animal Warden - $1,160.46 for leave pay for Paul Nix and vaccinations for Nix and Harris.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Beasley made a motion seconded by Mr. Torrence to approve a $45.00 supplemental budget appropriation for Housing & Rental Assistance to cover payroll for June 1993. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Moore, aye; Mr. Torrence, aye; Mr. Carwile, abstained.

The next item for discussion was an appropriation request from the Library Board. Mr. Carwile made a motion seconded by Mrs. Beasley to appropriate $7,401.85 from the Library Fund for the month of July, 1993. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Torrence made a motion seconded by Mrs. Beasley that the Appomattox County Board of Supervisors in accord with Section 2.1-344 of the Code of Virginia enter into an executive session to discuss personnel matters. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Moore, aye; Mr. Carwile, aye; and Mr. Torrence, aye.

On a motion by Mr. Carwile seconded by Mrs. Beasley, it was resolved the Board of Supervisors return to regular session. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye: Mr. Carwile, aye: Mr. Moore, aye; and Mr. Torrence, aye.

On a motion by Mr. Moore seconded by Mrs. Beasley, the following resolution was adopted:

WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of

Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification motion applies, and (ii) only such executive meeting were heard; discussed or considered by the Appomattox County Board of Supervisors.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye: Mr. Carwile, aye: Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Torrence made a motion seconded by Mrs. Beasley to offically accept Gordon L. Rice's resignation dated June 24, 1993. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Beasley made a motion seconded by Mr. Moore to appoint Aileen T. Ferguson as Interim County Administrator with use of the County car. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Being no further business Mrs. Beasley made a motion seconded by Mr. Moore to adjourn until July 12, 1993 at 6:45 P.M. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye: Mr. Moore, aye; and Mr. Torrence, aye.

Chairman

A Public Hearing of the Appomattox County Board of Supervisors was held July 12, 1993 at 6:45 P.M. in the Boards meeting room, adjacent to the Circuit Court Clerk's Office, North Court Street, Appomattox, Virginia.

Present:
- Mr. W. E. Jamerson, Courthouse District
- Mrs. Nina B. Beasley, Falling River District
- Mr. Frank W. Carwile, Wreck Island District
- Mr. Russell H. Moore, Piney Mountain District
- Mr. Dennis W. Torrence, Appomattox River District

Also Present: Mrs. Aileen T. Ferguson, Interim County Administrator

Mr. Jamerson, presiding, called the Public Hearing to order at 6:55 P. M. Mr. Jamerson stated the purpose of the hearing was to receive public comment concerning applicants for two (2) grants through the Transportation Enchancement Program.

Ms. Sherri Swenson came forward to explain the Application for the Project Titled, Driving Tour of the Route of Lee's Retreat. Mrs. Swenson explained that this application was in cooperation with Amelia, Appomattox, Buckingham, Cumberland, Dinwiddie, Nottoway and Prince Edward counties. The application is to set up twenty-two (22) radio sites along a designated path through Southside Virginia that traces the route of Lee's retreat from Petersburg to Appomattox. Two (2) sites are proposed for Appomattox, one at the Depot (Battle of Appomattox Station) and one near New Hope Baptist Church (Lee's Rearguard), with the final stop being at the Old Courthouse National Historical Park. The estimated cost for Appomattox County is approximately $15,000.00 which can be paid over a period of 48 months.

Mr. Jamerson thanked Ms. Swenson and asked if anyone else had any questions or comments concerning this grant application.

Mr. Jamerson next brought up for comments an application for a grant through the Transporation Enchancement Program to install "Gateway Signs" at all entrance roads into the county.

Mrs. Carolyn Lawson appeared before the Board and gave a brief description of the type of entrance signs that would be installed. The County would be required to pay 20% of the cost of the project. The project total is $50,000.00

Mr. Jamerson asked for other comments concerning this grant application. Hearing none he closed the Public Hearing at 7:07 P.M. and recessed the Board to July 12, 1993 at 7:08 P.M.

Chairman

The regular meeting of the Appomattox County Board of Supervisors was held on July 12, 1993 at 7:08 P.M. in the Board of Supervisors meeting room, adjacent to the Circuit Court Clerk's Office, Courthouse Square, North Church Street, Appomattox, Virginia.

Present:
- W. E. Jamerson, Courthouse District
- Nina B. Beasley, Falling River District
- Frank W. Carwile, Wreck Island District
- Russell H. Moore, Piney Mountain District
- Dennis W. Torrence, Appomattox River District

Also Present:
- Thomas W. Lawson, County Attorney
- Aileen T. Ferguson, Interim County Administrato

Mr. Jamerson, Chairman, presiding, called the meeting to order at 7:08 P.M. The invocation was given by Mr. Moore.

Mr. Jamerson called on Ms. Sandra Lindsey, Virginia Department of Transporation, Resident Engineer, to appear before the Board. Ms. Lindsey presented the Board with the Board of Road Viewers report and asked for resolutions from the Board concerning these two sections of road.

The first report presented is described as Carson Drive - Beginning at a point on Route 691, 0.50 Mile East Route 647 and running South 0.50 mile to Chestnut Hill Subdivision-Length 0.50 mile.

On a motion by Mr. Carwile seconded by Mr. Moore the following resolution was passed.

At the regular meeting of the Board of Supervisors of Appomattox County, Virginia, held this 12th day of July, 1993, it was duly moved and seconded that the following resolution be adopted:

WHEREAS, The Board of Viewers on July 7, 1993, viewed the following section of requested new additions and recommended to this Board that these sections be accepted.

BE IT RESOLVED, That this Board does hereby accept the Board of Viewers Report and will request the Virginia Department of Transporation to add the following section into the secondary Road System of Appomattox County on a 50-50 cost basis provided a 50' unrestricted right of way is furnished by the property owners and construction funds are available.

Carson Drive - Beginning at a point on Route 691, 0.50 Mi. E. Route 647 and running south 0.50 mile to Chestnut Hill Subdivision - Length 0.50 mile - Estimated Cost - $75.000.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Lindsey presented the second report, the proposed road being described as follows: Carson Drive - Beginning at a point on Carson Drive 0.50 Mile South of Route 691 and running 0.72 Mile to a Dead End - Length 0.72 mile.

Mrs. Beasley made a motion seconded by Mr. Torrence to pass the following resolution:

At the regular meeting of the Board of Supervisors of Appomattox following resolution be adopted:

WHEREAS, The Board of Viewers on July 7, 1993, viewed the following sections of requested new additions and recommended to this Board that they be rejected due to insufficient public service or being a bona fide subdivision.

BE IT RESOLVED, That this Board does hereby accept the Board of Viewers Report and rejects the following sections of requested new additions:

Carson Drive - Beginning at a point on Carson Drive, 0.50 Mi. S. Route 691 and running 0.72 mile to a dead end - Length 0.72 mile - Estimated Cost -$108,000.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Mr. Carwile expressed concern over the second section of road because it did not qualify under present guidelines for public road funds.

Ms. Lindsey explained that the Board's only option was to construct this road with total County revenue.

Mr. Moore informed Ms. Lindsey that the Board of Trustees of Mt. Airy Baptist Church were still upset with the State Highway Departments plans for Route 26. The Board of Trustees of the Church would like the State to purchase their property and the Church will relocate elsewhere.

Ms. Lindsey explained that the Virginia Department of Transportation had made a proposal to the Church and they had refused to sign the deeds. Virginia Department of Transportation is taking this latest development to the chief engineer. She does not know what Virginia Department of Transportation's decision will be or what route will be taken, at this point.

Ms. Lindsey also reported that she had heard nothing concerning the request for extra guardrails to be installed along areas of Route 26.

Mr. Jamerson thanked and excused Ms. Lindsey and called Jeff Marks, Animal Warden to appear before the Board.

Mr. Marks began by telling the Board that he had researched the policy of Animal Warden's carrying handguns, with other Counties, and found that in most all of the surrounding Counties the Animal Warden is issued a handgun. Mr. Marks presented the Board with a handout containing prices of handguns.

After discussion, Mr. Carwile made a motion to table the issue of the Animal Warden being issued a handgun, until a later date. Second by Mr. Moore. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Mr. Jamerson thanked Mr. Marks and called Janet Belter, Treasurer.

Mrs. Belter presented the Board with the County Financial Statement for the month of June, 1993. Discussion followed concerning County finances. Mrs. Belter agreed that the County is in better financial condition at this time this year than at the same time last year.

Mrs. Belter requested the Board approve for her to attend the Local Government Officials Conference in Charlottesville scheduled for August 1993.

Mr. Carwile made a motion seconded by Mr. Torrence to approve up to $250.00 for Janet Belter to attend the Local Government Officials Conference in Charlottesville in August 1993. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Mr. Jamerson next called Mr. Charlie Peterson, Solid Waste Administrator, to give a report on activities at the landfill.

Mr. Peterson presented the Board with a handout on gate activity for the month of June 1993.

Mr. Peterson informed the Board that Hurt & Proffitt has taken an aerial photograph of the landfill which they are sending the County. This photograph shows the improvements at the landfill and in Mr. Peterson's opinion is quite impressive.

Mr. Jamerson asked Mr. Peterson for a report on the status of the ground water monitoring program.

Mr. Peterson noted that the program is in place and we are waiting on Central Virginia Laboratories at the present to get back to us with the sample test results. We are on hold until we hear from them.

Mr. Jamerson brought up the matter of the drainage problem that was discussed at the June meeting in Cell "I". Mr. Jamerson stated that he was informed on June 30, 1993 that in order to proceed with construction on Cell "I" the Board would need to approve a change order to the original contract with D. S. Nash. This order would include installation of a drainage system under a portion of the new cell to take care of a ground water problem at a cost of $44,320. Due to the need to proceed with work on Cell "I", Mr. Jamerson called each Board member and asked for their approval to accept the change order for the drainage system. Following are comments from each member as recorded by Mr. Jamerson:

Mr. Moore - Proceed with Hurt & Proffitt's recommendation.

Mr. Carwile - "My support is given to the engineers recommendation, with my concern of the leachate possibly filtering thru the 12" barrier and getting into drainage that is being installed. Alert engineers to my concern, because if this happens, we have defeated the purpose."

Mrs. Beasley - Proceed on Hurt & Profitts recommendation.

Mr. Torrence - Has already reviewed the problem with Mr. Peterson. Agrees to proceed.

Mr. Jamerson asked the Board for a motion, for the record, to verify the above approval. Mr. Torrence made a motion seconded by Mrs. Beasley to approve the change order for underdrain system in a portion of Cell "I" at a cost of $44,320.00. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Jamerson asked Mr. Peterson if he had been able to obtain an estimate on the additional cost of installing 18" of clay liner in this area instead of the 12" that the Board had previously approved.

Mr. Peterson did not have an estimate as of this date.

Mr. Jamerson presented a request for an appropriation from the landfill bond money. Mrs. Beasley made a motion seconded by Mr. Torrence to appropriate $69,370.00 from the landfill bond fund for the month of July 1993. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Mr. Peterson informed the Board that he was not satisfied with the covering of Cell "E" and "F". He has contacted Hurt & Proffitt and expressed his concern and they are contacting D. S. Nash to make corrections.

Mr. Carwile brought before the Board the subject of Tina Carter's salary increase for FY94. It was agreed, by consensus of the Board, that the 5% salary increase given when Mrs. Carter comes off probation, will be the only increase she will receive for FY94.

Mr. Jamerson questioned whether any surveys had been done on any of the other prospective transfer sites.

Mr. Peterson explained that the title search has not been completed at this point and this needs to be done prior to the survey. Mr. Peterson will report back to the Board with a plan for construction on new large transfer sites.

After further discussion concerning the condition of container sites in the County, Mr. Jamerson thanked and excused Mr. Peterson.

Mr. Jamerson asked Mrs. Ferguson to go over the Administrative Items with the Board.

Mr. Ferguson brought up the first item for discussion, Payments-in-Lieu of Taxes. Mr. Carwile made a motion seconded by Mr. Moore for Mrs. Ferguson to write letters to our Senator & Congressman in support of S.455 and HR1181. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Mrs. Ferguson asked if anyone was interested in attending the Local Government Officers Conference in August. Mr. Carwile made a motion seconded by Mrs. Beasley that Mrs. Ferguson attend the LGOC in August 1993. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

The Library Board requests the Board of Supervisors appoint someone from the Appomattox River District to replace Deborah Powell whose term expires 7/1/93.

The Board requested Mrs. Ferguson to contact the Library Board for a recommendation of an appointee for this Board and report back at the August meeting.

The Community Center Board requests the Board of Supervisors reappoint Mr. Frank Robinson to another three (3) year term beginning July 1993.

Mr. Carwile made a motion seconded by Mr. Torrence to reappoint Mr. Frank Robinson to the Community Center Board for a three (3) year term beginning July 1993. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

The next item for discussion was a request from Piedmont Court Services for the County to pass an updated resolution as a participating locality in their program.

Mr. Carwile made a motion seconded by Mr. Moore to pass the following resolution:

RESOLUTION IN RE: PIEDMONT COURT SERVICES

WHEREAS, Piedmont Court Services provides court services as requested and approved by the Courts serving the counties of Amelia, Appomattox, Buckingham, Charlotte, Cumberland, Halifax, Lunenburg, Mecklenburg, Nottoway, Pittsylvania, Powhatan, and Prince Edward and whereas pursuant to official action of its Policy Board, Piedmont Court Services is operating subject to an agreement by the twelve governing bodies authorizing joint sponsorship. Piedmont Court Services as authorized by Section 15.1-21 and Section 18.2-271.1 of the Code of Virginia as amended and

WHEREAS, the Policy Board has requested each participating Board of Supervisors to execute and approve an appropriate agreement for this joint exercise of powers

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Appomattox County that Appomattox County shall be a participating locality in Piedmont Court Services, herein after referred to as Program. Program is established for the purpose of providing as ordered by the courts, community diversion (felon and misdeameanant), intensive supervision, community, service, public education, fine option, prevention, education and rehabilitative services. Now therefore to this end, this Board hereby agrees as follows:

(1) Piedmont Court Services shall be governed by a Board of Directors which has previously been established and which initial members were appointed by the Judges of the General District Court of the participating localities.

(2) A Chairman and Vice-Chairman of the Policy Board shall be elected annually as provided by the Policies and Procedures Manual of Piedmont Court Services and any and all vacancies on said Board shall be filled pursuant to said Manual.

(3) The Policy Board shall be responsible for the operation of the Program within the participating localities and may hire and supervise a Program Dirctor or Program Directors who shall be responsible for the implementation of operational policies for the individual programs, the hiring and supervising of the Program staff and for direction and control of revenue and expenditures of the Program according to the Policies and Procedures Manual of Piedmont Court Services.

(4) An operating budget shall be prepared on an annual basis according to the Policies and Procedures Manual of Piedmont Court Services.

(5) An annual report detailing the activities of the Program shall be prepared under the supervision of the Policy Board and submitted to the Board of Supervisors for each participating locality on a yearly basis. An annual financial audit shall be conducted according to the Policies and Procedures Manual of Piedmont Court Services.

(6) This agreement shall remain in effect for three years commencing July 1, 1993 and shall continue thereafter automatically from year to year unless terminated by unanimous agreement of all participating governing bodies. Any participating county may withdraw from this agreement and from sponsorhsip of the Program at any time by giving ninety days' written notice to the Chairman of the Board of Directors of Piedmont Court Services and to all other participating governing bodies. After such withdrawal, the withdrawing locality shall no longer be entitled to representation on the Policy Board nor to any other benefit afforded by the Program.

(7) The Program is authorized to acquire real property and such articles of tangible personal property as the Policy Board deems necessary or advisable for the optimal operation of the Program. Any title to such real or personal property shall be vested in Piedmont Court Services so long as two or more political subdivisions continue to participate in this agreement. In the event that only one political subdivision continues to sponsor the Program, the Program shall cease to operate as a joint exercise of power and property then owned by the Program shall be disposed of in accordance with the applicable provisions of the Code of Virginia. Any questions concerning the disposal of real or personal property shall be addressed to the Office of the Attorney General of the Commonwealth of Virginia or to the appropriate Circuit Court.

(8) This Board approves the adoption of BY-Laws by the Board of Directors of Piedmont Court Services which assists in the governing of its operations and consents to and ratifies any and all actions taken by the Board of Directors to date.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Mrs. Ferguson next discussed with the Board a request from Sheriff Richardson for guidance in disposing of two (2) old vehicles. Mr. Carwile made a motion seconded by Mr. Torrence to place the two (2) old vehicles from the Sheriff's Department in the School Auction. Vote:

Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Ferguson next brought up the subject of sidewalk repair in the Courthouse yard. Mr. Torrence made a motion seconded by Mr. Moore for Mr. Abernathy to obtain two (2) bids for this project and proceed with the lowest bid. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

The next items for discussion were the grant applications for the Transportation Enhancement Program. Mr. Carwile made a motion seconded by Mrs. Beasley to adopt the following resolution:

PROJECT ENDORSEMENT RESOLUTION
APPOMATTOX COUNTY, VIRGINIA

WHEREAS, in accordance with Commonwealth Transporation Board construction allocation procedures, it is necessary that a request by resolution be received from the local government or state agency in order that the Virginia Department of Transportation program an enhancement project in the County of Appomattox, Virginia.

NOW, THEREFORE, BE IT RESOLVED, that the County of Appomattox requests the Commonwealth Transportation Board to establish a project for the improvement of Gateway Plantings on Appomattox County boundaries.

BE IT FURTHER RESOLVED, that the County of Appomattox hereby agrees to pay 20 percent of the total cost for planning and design, right of way, and construction of this project, and that, if the County of Appomattox subsequently elects to cancel this project, the County of Appomattox hereby agrees to reimburse the Virginia Department of Transportation for the total amount of the costs expended by the Department through the date the Department is notified of such cancellation.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Beasley made a motion seconded by Mr. Carwile to adopt the following resolution:

INTERMODAL SURFACE TRANSPORTATION EFFICIENCY ACT
PROJECT ENDORSEMENT RESOLUTION
DRIVING TOUR OF THE ROUTE OF LEE'S RETREAT

WHEREAS, in accordance with the Commonwealth Transporation Board construction allocation procedures, it is necessary that a request by resolution be received from the local government or state agency in order that the Virginia Department of Transporation program an enhancement project in the seven county area of Southside Virginia, including the Counties of Amelia, Appomattox, Buckingham, Cumberland, Dinwiddie, Nottoway and Prince Edward.

NOW, THEREFORE, BE IT RESOLVED, that the County of Appomattox requests the Commonwealth Transporation Board to establish a project of a Driving Tour of the Route of Lee's Retreat.

BE IT FURTHER RESOLVED, that the County of Appomattox hereby agrees to pay 20 percent of the total costs of $73,655, not to exceed $15,000, for planning and design, right of way, and construction of this project, and that, if the County of Appomattox subsequently elects to cancel this project, the County of Appomattox hereby agrees to reimburse the Virginia Department of Transportation for the total amount of the costs expended by the Department through the date the Department is notified of such cancellation.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Torrence brought up the Pamplin Volunteer Fire Department donation and asked what the Department needed to do to receive this donation.

Mrs. Ferguson explanined that the Department needs to request that the monies allocated them be released.

Mrs. Ferguson also gave the Board information requested at a previous meeting concerning Fire Program Fund allocations by the Town of Appomattox and Pamplin City.

Mr. Torrence feels that Appomattox County's Fire Program Fund allocation be divided equally between the two (2) fire departments within the County. The previous policy has been to divide the allocation 2/3 Appomattox Department, 1/3 Pamplin.

After discussion Mr. Torrence made a motion seconded by Mrs. Beasley to appropriate an additional $4,000.00 to Pamplin Volunteer Fire Department. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Ferguson brought a request to the Board to have our computer program updated to modify the landfill statement so that it will be easier for the customer to understand. Mr. Carwile made a motion seconded by Mr. Torrence to approve $780.00 to update computer program. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Jamerson called on Mr. Lawson to go over the status of the Recodificaition of the County Code.

Mr. Lawson went over the proposed code and advised of a few minor changes. The Vending Machine Ordinance must be deleted. This ordinance is against State Code.

After discussion Mr. Lawson presented the Board with An Ordinance adopting the new County Code Book. Mr. Carwile made a motion seconded by Mr. Moore to adopt the ordinance.

AN ORDINANCE ADOPTING A REVISION AND RECODIFICATION OF THE ORDINANCE OF APPOMATTOX COUNTY, VIRGINIA, ENTITLED THE "CODE OF APPOMATTOX COUNTY, VIRGINIA" PROVIDING FOR THE REPEAL OF CERTAIN ORDINANCES NOT INCLUDED THEREIN, WITH CERTAIN EXCEPTIONS, AND FOR OTHER PURPOSES HEREINAFTER SET OUT.

BE IT ORDAINED AND ENACTED by the Board of Supervisors of Appomattox County, Virginia, as follows:

Section 1-1 Adoption of Code.

There is hereby adopted by the Board of Supervisors that certain Code entitled the "Code of Appomattox County, Virginia," containing certain ordinances of a general and permanent nature as revised, compiled, consolidated and recodified in Chapters 1 to 170, both inclusive.

Section 1-2. Effective date; repealer.

The provisions of such Code shall be force on and after the effective date of this ordinance, and all ordinances of a general and permanent nature enacted on or prior to the effective date of this ordinance, including the 1978 Code of Appomattox County, and not contained in such Code are hereby repealed from and after the effective date of this ordinance, except as hereinafter provided.

Section 1-3. Legislation saved from repeal.

The repeal provided for in the preceding section of this ordinance shall not affect any offense or act committed or done or any penalty or forfeiture incurred or any contract or right established or occurring before the effective date of this ordinance; nor shall such repeal affect any ordinance or resolution promising or guaranteeing the payment of money by or for the county or authorizing the issue of any bonds of the county or any evidence of indebtedness or any contract or obligation assumed by the county; nor shall it affect any right or franchise conferred by ordinance or resolution of the county on any person or corporation; nor shall it affect any ordinance adopted for purposes which have been consummated or any ordinance which is temporary, although general in effect, or special, although permanent in effect; nor shall it affect any of the following ordinances or any amendment thereto:

A. Any appropriation ordinance.

B. Any ordinance levying or imposing taxes.

C. Any ordinance providing for any public improvement.

D. Any ordinance making any assessment.

E. Any ordinance opening, relocating, closing, altering or naming any streets or alleys.

F. Any ordinance relative to salaries, wages or compensation or bonds of county officers and employees or to members or employees of county boards or commissions.

G. Any ordinance relative to annexation of territory to the county or relative to the change, expansion or contraction of the corporate boundaries of the county.

H. Any ordinance adopted subsequent to March 8, 1993.

Section 1-4. Severability.

It is hereby declared to be the intention of the Board of Supervisors that the sections, paragraphs, sentences, clauses and phrases of this ordinance and of the Code are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance or such Code shall be declared unconstitutional or invalid by the valid judgment or decree of a court of competent jurisidiction, such unconstitutionality or invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance or of such Code.

Section 1-5. Copies on file.

Three (3) copies of the Code shall be filed in the office of County Administrator and be made available to persons desiring to examine the same.

Section 1-6. General penalty.

A. Wherever in this Code or in any ordinance or resolution of the county or any rule or regulation or order promulgated by any officer or agency of the county under authority duly vested in him or if any act is prohibited or is declared to be unlawful or an offense or misdemeanor or the doing of any act is required or the failure to do any act is declared to be unlawful or any offense or a misdemeanor and no specific penalty is provided for the violation thereof, the violation of any such provision of this Code or of any such ordinance, resolution, rule, regulation or order shall be punished as a Class 1 misdemeanor.

B. Each day any violation of this Code or any such ordinance, resolution, rule, regulation or order shall continue shall constitute, except where otherwise provided, a separate offense.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Lawson requested the Board approve funds for him to attend the annual Commonwealth's Attorney Conference. Mrs. Beasley made a motion seconded by Mr. Torrence to approve $250.00 for Mr. Lawson to attend the Commonwealth's Attorney Conference. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye: Mr. Moore, aye: and Mr. Torrence, aye.

Mrs. Sabrina J. Smith, Registrar, requests approval to attend annual training session in August. Mr. Carwile made a motion seconded by Mrs. Beasley to approve $60.00 for Mrs. Smith to attend Mandated Annual Training program in August. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Ferguson presented the Board with a request from Central Virginia Piedmont District Commission for someone to attend a study committee meeting on House Document No. 71. Mr. Torrence volunteered to attend.

Mrs. Ferguson requested guidance from the Board concerning the duties of Subdivision Agent and Zoning Administrator. The Board suggested that Mrs. Ferguson could request assistance from Bill Caldwell in reviewing these requests.

Mr. Torrence has contacted several people concerning removing the Pecan tree behind the School Board Office. He will report back to the Board with bids at a later date.

Mrs. Ferguson brought a request before the Board from Judge Lawson that the telephone line to Lynchburg be reinstalled. Mrs. Ferguson was asked to research and bring back to the Board at a later date.

Being no further business, Mrs. Beasley made a motion seconded by Mr. Carwile to adjourn to August 19, 1993 at 7:00 P.M. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Chairman

A joint Public Hearing of the Appomattox County Board of Supervisors, the Appomattox County Planning Commission and the Board of Zoning Appeals was held August 3, 1993 at 7:30 P.M. in the Courthouse, North Court Street, Courthouse Square, Appomattox, Virginia.

Present (Board of Supervisors):
W. E. Jamerson, Courthouse District
Nina B. Beasley, Falling River Distirct
Frank H. Carwile, Wreck Island District
Russell H. Moore, Piney Mountain District
Dennis W. Torrence, Appomattox River District

Also Present: Aileen T. Ferguson, Interim County Administrator

Present (Planning Commission):
Al Sears
Calvin Tanner
Wayne Lewis
Debra Chernault
David Bailey
Charles Smith
Russell Moore

Also Present: W. M. Caldwell, Jr., Clerk

Absent (Planning Commission):
R. W. Mitchell
Claude A. Moore
Phillip Mobley

Present (Board of Zoning Appeals):
Jesse Hancock
Matt Lair
Bruce Drinkard

Absent (Board of Zoning Appeals):
Sharon Bonaventura
William Turner

The Public Hearing having been duly advertised was called to order at 7:30 P.M. by Mr. Jamerson, presiding. Mr. Jamerson stated the purpose of the hearing, explained the procedure to be followed, and called Mr. Caldwell to read the first petition to be considered.

Mr. Caldwell read petition #93-197 of Timothy Mayberry who is seeking a Conditional Use Permit for Home Occupation (office for telephone answering service for septic tank cleaning service). Property is located on Route 641 between Route T1054 and Route 719. Property is zoned R-1.

Mr. Jamerson asked to hear comments from anyone concerning this petiton. Hearing none, Mr. Jamerson asked Mr. Caldwell to read the next petition to be considered.

Mr. Caldwell read petition #93-198 of Thomas Bzinak. Mr. Bzinak is seeking a Variance to Paragraph 801.02-9 of Appomattox County Zoning Ordinance pertaining to set-back regulations for Horse Barn. Property is zoned A-1 and is located on Route 616 between Route 615 and Route 663.

Mr. Jamerson asked for comments, hearing none he asked Mr. Caldwell to read the next petition.

Mr. Caldwell read petition #93-199 of Jeff Carwile to rezone property from A-1 to R-2 or Variance to Lot Width Requirement to allow a division of 5 acre parcel into 3 lots. Property is located on Route 694 between Route 604 and Route 735.

Mr. Jamerson asked to hear comments from anyone concerning this petition.

Mr. Winfred Nash rose from the audience and asked to speak. Mr. Nash began by explaining that he lived in the Southside District across from the property of Mr. Carwile. Mr. Nash is opposed to the property being rezoned and also to the Variance. He stated that if a variance was granted each lot would be approximately 118′ across the front, which would allow three (3) doublewides to be installed on the lots. This would give approximately 60′ between the three houses. Mr. Nash has observed other developments of this nature and is convinced that the Community would eventrally deteriorate if this development was allowed. Continuing Mr. Nash stated that he felt it unlikely that lots of this size would develop into nice home sites. He felt it would end up as rental property or subsidized housing. Mr. Nash also stated that he felt the intent of the Zoning Ordinance was not to "spot zone" and that's what this would be. Mr. Nash thanked the Board for their attention.

Mr. Jamerson asked to hear from anyone else concerning this petition.

Mr. Raymond Mullins rose to speak. Mr. Mullins agreed with Mr. Nash and was opposed to both the Rezoneing Request and the Variance request.

Mr. Jamerson asked if anyone else wished to speak.

Mr. Cecil Nash approached the speakers stand. He told the Board that he lived in Falling River District and that he agreed with Mr. Winfred Nash and Mr. Mullins. He is here to express his opposition to the Rezoning Request and the Variance Request of Mr. Jeff Carwile. Mr. Nash considers this request to be "spot zoning" and he is not in favor of "spot zoning". Mr. Nash thanked the Board for listening.

Mr. Jeff Carwile spoke next. Mr. Carwile explained that his inetent is to divide the lot into three (3) sections, each section containing 1.66 acres, each lot would be 580′ deep. This would allow for the 3 homes to be staggared instead of a side by side arrangement. His purpose in dividing the lot was so that he could sell them. If Mr. Carwile is not allowed his request he explained he would have to put the maximum number of units on the lot to maximize his return. Mr. Carwile thanked the Board for their attention.

Mr. Jamerson asked to hear from anyone else concerning this petition. earing no comments, Mr. Jamerson asked Mr. Caldwell to read the next petition to be considered.

Mr. Caldwell read petition #93-200 of Vincent and Susan Capobianco. Mr. & Mrs. Capobianco are seeking to Rezone a 30.33 acre parcel from R-1 to A-1. The property is located 0.4 mile off Route 669 between Route 608 and Route 608.

Mr. Jamerson asked for comments from anyone concerning this petition.

Mrs. Helen Gaulden rose and was recognized. Mrs. Gaulden is a neighbor of the Capobiancos' and has no objection to the rezoning request. She is very much in favor of this request.

Hearing no further comments and being no further petitions to consider Mr. Jamerson declared the Public Hearing closed at 7:45 P.M.

Chairman

A recessed meeting of the Board of Supervisors was held Tuesday, August 3, 1993, following the Public Hearing, in the Courthouse, Courthouse Square, North Court Street, Appomattox, VA

Present:
  W. E. Jamerson, Courthouse District
  Nina B. Beasley, Falling River District
  Frank H. Carwile, Wreck Island District
  Dennis W. Torrence, Appomattox River District

Also present: Aileen T. Ferguson, Interim County Administrator

Absent:
  Russell H. Moore, Piney Mountain District

Mr. Jamerson, presiding, called the meeting to order at 7:50 P.M.

Mr. Torrence informed the Board that he had received a bid to remove the pecan tree located behind the School Board Office. After discussion Mr. Carwile volunteered to seek another bid and bring to the Board at a later date for consideration.

Mrs. Ferguson brought a request to the Board from the Jail to appropriate $360.00 to the Inmate Telephone Fund to pay for cable T.V. for the inmates. This money is reimbursed to the County by the telephone company. Mr. Torrence made a motion seconded by Mr. Carwile to appropriate $360.00 to the Inmate Telephone Fund to pay for cable T.V.for the Jail. Vote: Mr. Jamerson, aye; Mrs. Beasley, nay; Mr. Carwile, aye; Mr. Torrence, aye.

Being no further business Mr. Jamerson with agreement of the other members, recessed the meeting until Monday, August 9, 1993.

Chairman

The regularly scheduled monthly meeting of the Appomattox County Board of Supervisors was held in the Board's meeting room, Courthouse Square, North Court Street, Appomattox, Virginia, Monday, August 9, 1993.

Present: Mr. William E. Jamerson, Courthouse District
Mrs. Nina B. Beasley, Falling River District
Mr. Frank H. Carwile, Wreck Island District
Mr. Russell H. Moore, Piney Mountain District
Mr. Dennis Torrence, Appomattox River District

Also Present: Aileen T. Ferguson, Interim County Administrator

Mr. Jamerson, Chairman, presiding called the meeting to order at 7:00 P.M. and asked Mr. Carwile to give the invocation.

Mr. Jamerson called Sandra Lindsey, Virginia Department of Transportation, Resident Engineer. Ms. Lindsey informed the Board that she has received notification from the Lynchburg District Office that the safety improvements on Route 26 at the intersection of Routes 611 and 26 and Route 664 and Route 26 has been deferred for further study. Also, originally there were eight (8) intersections on Route 26 that were looked at from a safety viewpoint. The District Office has asked the District Traffic Engineering Group and the Residency Office to look at the other four (4) intersections (663, 659, 677, 608) and see which ones of them could be corrected with the funds that are left that were allocated to the 611 Project. Once the project has been looked at, it would still require the Transporttion Board to revise the Six Year Plan to get it put in as a project so that the balance of the funds could be transferred to it.

Mr. Moore questioned Ms. Lindsey as to why the State couldn't address the problem at 611 and 26 even if the 664 intersection was not working out.

Ms Lindsey explained that you could not correct the sight distance problem with traffic traveling South without correcting the problems at the intersection of Routes 26 and 664 so this was not feasible.

Mr. Carwile expressed his concern over the fact that this project was being abandoned. He felt that the Board should express strong disapproval of Virginia Department of Transportation's decision.

Mr. Jamerson stated that he felt Virginia Department of Transportation should proceed with as much of the improvements as possible to improve the very dangerous situation that exists.

Mr. Torrence made a motion seconded by Mr. Carwile that a letter be sent to Virginia Department of Transportation strongly expressing the Board's displeasure with the idea of abondoning the Project on Routes 26, 664 and 611 intersections. Also, the Board would like to request that this project be reinstated as a priority. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Torrence asked Ms. Lindsey about the status on the Route 701 project. Ms. Lindsey indicated that she would check on this and report back.

Mr. Torrence also asked the status on the Route 656 improvements. Ms. Lindsey stated that there is a problem with two property owners signing right-of-way agreements.

Mr. Jamerson thanked Mrs. Lindsey and addressed Mr. Steve Lawson in the audience. Mr. Jamerson acknowledged receipt of Mr. Lawson's petition and informed him that the Board would consider this matter later in the meeting.

Mr. Jamerson next called Mr. Charlie Peterson, Solid Waste Administrator. Mr. Peterson began by presenting the Board with the gate activity report for July and annually. After discussion on the gate activity report Mr. Peterson reported on the construction of Cell "I". The underdrain has been installed and is working well. The road has not been completed but construction is on schedule. Mr. Peterson continued to discuss Cell "I" and the underdrain system. Mr. Peterson explained that Hurt & Proffitt has suggested the County monitor the water table daily, on the underdrain system. Mr. Peterson has proceeded with this testing using a borrowed "watertable indicator" from Hurt & Proffitt. Since this will be an on going testing, Mr. Peterson requests an appropriation in the amount of $400.00 to purchase the needed equipment. Mr. Carwile made a motion seconded by Mr. Torrence to appropriate $400.00 to purchase a "watertable indicator" for use at the landfill. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Peterson next discussed the results of the surface water testing that has been done at the landfill. Mr. Peterson says we are below State standards in all areas of contaminants. Mr. Peterson suggests that the County proceed with these tests as agreed to previously by the Board. The Board told Mr. Peterson to proceed with this testing program.

Mr. Peterson explained Certification required for landfill operators and requested money be appropriated to register for the basic training and examination. Mr. Torrence made a motion seconded by Mrs. Beasley to appropriate $175.00 from convention and education for Mr. Peterson to attend the Certification Training in Richmond. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Mr. Peterson next made a request that the Board add money to his budget to cover the cost of uniforms for the landfill employees. After discussion, Mr. Torrence made a motion, seconded by Mrs. Beasley to add uniform contract for one year at a cost of $2600.00 to the landfill budget. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, nay; Mr. Moore, nay; and Mr. Torrence, aye.

Mr. Jamerson presented the Landfill Bond Appropriation Request for August 1993. Mrs. Beasley made a motion seconded by Mr. Torrence to appropriate $61,035.34 from the landfill Bond Fund to pay the following bills:

D. S. Nash Construction Co.	$	46,522.80

Hurt & Proffitt, Inc.	8,727.53
Caterpillar Financial Services	2,165.00
Caterpillar Financial Services	2,660.00
Coleman & Sons, Inc.	263.32
J. E. Jamerson & Sons	61.79
Barker-Jennings Coproration	634.90

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye, and Mr. Torrence, aye.

Mr. Jamerson also brought up a request from Mr. Peterson to pay membership fee to the Solid Waste Association of North America. Mr. Carwile made a motion seconded by Mr. Torrence to pay the $100.00 membership fee for the Solid Waste Association of North America. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Being no further business with Mr. Peterson, Mr. Jamerson thanked and excused Mr. Peterson and called Dr. Thomas, Superintendent of Schools to appear before the Board. Dr. Thomas' first item for discussion was the School Board's concern over the use of the Literacy Fund. Dr. Thomas solicites the Board's help in writing letters to Delegate Abbitt and Senator Holland expressing the Boards concerns. After discussion, Mr. Torrence made a motion seconded by Mrs. Beasley to write letters to Delegate Abbitt and Senator Holland expressing the Board's concerns over the status of the Literacy Fund and requesting their support in keeping this Fund intact. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Dr. Thomas next presented the Board with a handout showing financing scenarios from Virginia Public School Authority for the Middle School Construction project. The following financing scenarios were used:

Scenario #1 Fall 1993 @ $4,660,000 @6.50% 20 years.
Scenario #2 Fall 1993 @ $6,160,000 @6.50% 20 years.
Scenario #3 Fall 1993 @ $6,475,000 @6.50% 20 years.
Scenario #4 Fall 1993 @ $7,975,000 @6.50% 20 years.

Dr. Thomas indicated that these were "worse Case" scenarios.

After a lengthy discussion, the Board requested Dr. Thomas schedule a meeting with the School Board and Board of Supervisors to set down and go over these scenarios on August 25, 1993 at 6:00 P.M. prior to the School Board meeting. Being nothing further for Dr. Thomas, Mr. Jamerson thanked and excused him.

Mr. Jamerson next asked Mrs. Ferguson to go over the Administrative items beginning with a request from Fred Crowe for information as to who has charge of the ballpark. The Recreation Advisory Committee would like to see the ballpark put under the supervision of the Recreation Director.

After discussion the Board requested Mrs. Ferguson ask Mrs. Lawson, Recreation Director to appear before the Board at the September meeting with proposed fee structure for use of the ball park and operation procedures.

Mrs. Ferguson next presented a request from Ann Lawson to attend the Virginia Recreation & Park Society 1993 Annual Conference. Mr. Torrence made a motion seconded by Mrs. Beasley to approve for Mrs. Lawson to attend the Annual Park & Recreation Society Convention. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

A request from Mr. Richard Martin, Director of Social Services Department, was presented next. Mr. Martin requests Ms. Regina Trent, Office Manager, Department of Social Services, be appointed Fiscal Agent, to replace Gordon Rice, on the Comprehensive Services Committee Policy and Management Team. After discussion Mr. Torrence made a motion seconded by Mrs. Beasley to appoint Ms. Regina Trent as Fiscal Agent for the Comprehensive Services Community Policy and Management Team. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye, Mr. Moore, aye and Mr. Torrence, aye.

Mrs. Ferguson next presented a request from Virginia Association Resource Conservation and Development Council for a resolution of support for the dry fire hydrant program. On a motion by Mr. Torrence seconded by Mrs. Beasley the following resolution was adopted:

RESOLUTION REGARDING DRY HYDRANTS

WHEREAS, a dry hydrant is a nonpressurized pipe system that is installed in an existing lake, pond or stream to provide an easily accessible source of year-round water for firefighting; and

WHEREAS, with installation of dry fire hydrants, homeowners and property owners would receive improved fire protection that would reduce loss of life and property; and

WHEREAS, promoting security and safety in rural areas economic development is encouraged; and

WHEREAS, dry hydrants save fuel and time during firefighting; and

WHEREAS, water conservation is increased by Fire Department utilizing dry hydrants which reduces the volume of pressurized and purified town water that is used; and

WHEREAS, the General assembly passed legislation in 1992 which requested a plan be developed that identified the needed network of dry hydrant sites in the Commonwealth; and

WHEREAS, the Virginia Department of Forestry completed an inventory that documented the need for 3,678 dry hydrant installations at an estimated cost of $7.3 million; and

WHEREAS, the state appropriated funds to be spent in FY 1993 and FY 1994 to initiate a demonstration program which provided cost share monies to fire departments to install dry hydrants;

NOW, THEREFORE, BE IT RESOLVED, that the Appomattox County Board of Supervisors supports the continued state funding of programs which encourage and enable fire departments to install dry hydrants.

BE IT FURTHER RESOLVED that the Appomattox County Board of Supervisors requests that the Virginia Association of Counties add to their 1994 legislative agenda a resolution of support for state funding of programs that enable and encourage fire departments to accelerate the installation of dry fire hydrants.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Next the Board considered a request from the Library Board to appoint someone to replace Deborah Powell, whose term expired June, 1993. Mr. Torrence made a motion seconded by Mrs. Beasley to appoint Mary Edith Morris, Appomattox River District, to a 4-year term on the Library Board beginning July 1, 1993. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Also, the Library Board advised that the State allocated an additional $1,297.00 to the Library Budget. On a motion by Mr. Carwile seconded by Mrs. Beasley the Board agreed to add $1,297.00 to the Library Budget under books. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye, Mr. Moore, aye and Mr. Torrence, aye.

Mrs. Ferguson next presented a request from Monte Mays, Commissioner of Revenue, for money for himself and one (1) deputy to attend the Local Government Officials Convention in Charlottesville. Mr. Carwile made a motion seconded by Mr. Moore to approve for Monte Mays, Commissioner of Revenue and one (1) deputy to attend the Local Government Officials Convention in Charlottesville. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Mr. Richardson also requests an appropriation from the Asset Seizure/Forfeiture Fund. Mr. Carwile made a motion seconded by Mr. Moore to appropriate $600.00 from the Asset Seizure/Forfeiture Fund. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Ferguson requested a line item transfer from 1101-5804 Operating Reserve to 1201-7003 Computer Lease to cover an omission in the FY94 Budget. Mr. Carwile made a motion seconded by Mr. Torrence to approve line item transfer of $3,633.45 from 1101-5804 Operating Reserve to 1201-7003 Computer Lease. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Mrs. Ferguson requests permission to join the Virginia Municipal Clerks Associaton. Mr. Carwile made a motion seconded by Mrs. Beasley to pay dues in the amount of $25.00 to the Virginia Municipal Clerks Association. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

The Board next considered the Appomattox County Planning Commission recommendation from the August 4, 1993 Public Hearing.

The Planning Commission Recommends approval for Petition No. 93-197 of Timothy Mayberry. Mr. Carwile made a motion seconded by Mr. Moore to accept the Planning Commission recommendation on Petition No. 93-197 of Timothy Mayberry for a Conditional Use Permit for Home Occupation (office for telephone answering service for septic tank cleaning service). Property is located on Route 641 between Route T1054 and Route 719. Property is zoned R-1. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Petiton No. 93-198 of Thomas Bzinak for a Variance to the Appomattox County Zoning Ordinance, the Planning Commission recommends approval. Mrs. Beasley made a motion seconded by Mr. Torrence to accept the Planning Commission recommendation on Petition No. 93-198 of Thomas Bzinak for a Variance to Paragraph 801.02-9 of Appomattox County Zoning Ordinance pertaining to set-back regulations for Horse Barn. Property is zoned A-1 and is located on Route 616 between Route 615 and Route 663. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

The next recommendation for consideration was Petition No. 93-199 of Jeff Carwile. The Planning Commission recommended Disapproval of both, the Rezoning Request and the Variance Request. Mr. Carwile made a motion seconded by Mrs. Beasley to accept the Planning Commission's recommendation to disapprove Petition No. 93-199 of Jeff Carwile to Rezone property from A-1 and R-2 or Variance to Lot Width Requirements to allow a division of five (5) acre parcel into three (3) lots. Property is located on Route 694 between Route 604 and Route 735. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Petition No. 93-200 of Vincent & Susan Capobianco was discussed next. The Planning Commission recommended approval. Mrs. Beasley made a motion seconded by Mr. Moore to accept the Planning Commission recommendation for Petition No. 93-200 of Vincient & Susan Capobianco to Rezone 30.33 acre parcel from R-1 to A-1. Property is located 0.4 mile off Route 669 between Route 608 and Route 608. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Mrs. Ferguson next brought up for consideration the appointment of Building Official. After going over the mandatory requirements and discussion, the Board requested Mrs. Ferguson research to see if Mr. Bill Caldwell could hold both the title of Building Inspector and Building Official and bring back the information at the September meeting.

Next the Board discussed a request from Central Virginia Piedmont District Commission for confirmation of whether to continue with the plan to update the County Zoning Map in FY94 or if the County would rather the Central Virginia Piedmont District Commission update the Comprehensive Plan this year and the Zoning Map next year. After discussion the Board requested Mrs. Ferguson ask Mr. Dennis Gragg, Executive Director of the Central Virginia Piedmont District Commission, to appear before the Board at the September meeting to discuss his recommendation.

Mrs. Ferguson next brought up for discussion the matter of erecting No Trespassing signs at the Community Center. After discussion Mr. Carwile made a motion seconded by Mr. Torrence to erect "No Trespassing After Hours" signs at the Community Center. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Torrence, aye.

Mr. Jamerson next presented to the Board a petition from residents on Lee Street concerning the large pecan tree on County property. The petition reads as follows:

August 9, 1993

Dear County Board of Supervisors:

We the undersigned would rather leave the large pecan tree on County property behind Lee Street standing and not cut down. The tree affords privacy and shade.

Thank you,

Property Owners on Lee Street

Signed by: Steve and Laura Lawson - 111 Lee Street
Merle Lawson - 113 Lee Street
Fred and Mildred Moore - 117 Lee Street
Edith Williams - 119 Lee Street

After discussion Mr. Torrence agreed to Recind his earlier motion to cut the pecan tree down. Mr. Torrence made a motion seconded by Mr. Moore to cut the pecan tree located behind the School Board Office back. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, Mr. Moore, aye; and Mr. Torrence, aye.

The Board next discussed the County real estate reassessment. The Board requested Mrs. Ferguson ask Mr. Mays, Commissioner of Revenue to come before the Board in September to go over details of the upcoming reassessment.

Mr. Jamerson next presented minutes for approval. Mr. Carwile made a motion seconded by Mr. Torrence to accept the minutes of the regular meeting of June 14, 1993 as corrected; the minutes of the June 7 & 8, 1993 Public Hearings and the minutes of May 10, 1993, June 1, 1993, June 7, 1993, June 8, 1993 and June 21, 1993 Special Meetings and Budget Work Sessions as presented. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye: Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Mr. Carwile gave a report on the activities of the Community Center Board. Explained that the Community Center Board is considering applying for a grant to provide additional recreational activities at the Center. The Community Center Board would welcome any suggestions on fund raising activities.

Mr. Carwile also asked the Board to consider recognizing P.O.W.'s and D.A.V.'s by exempting them from having to obtain county decal and paying personal property taxes on one (1) vehicle. After discussion the Board agreed to discuss this request at the September meeting.

Mr. Carwile made a motion seconded by Mr. Moore to enter into Executive Session to discuss legal matters. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

On a motion by Mr. Torrence seconded by Mrs. Beasley, it was resolved the Board of Supervisors return to regular session. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye;and Mr. Torrence, aye.

On a motion by Mr. Torrence seconded by Mrs. Beasley, the following resolution was adopted:

WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification motion applies, and (ii) only such executive meeting were heard; discussed or considered by the Appomattox County Board of Supervisors.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Mr. Jamerson with agreement of the other Board members adjourned the Board until Thursday, August 19, 1993 at 7:00 P.M.

Chairman

A recessed meeting was held by the Appomattox County Board of Supervisors on August 19, 1993 at 7:00 P.M. in the Board's meeting room adjacent to the Circuit Court Clerk's Office, Courthouse Square, North Court Street, Appomattox, Virginia.

Present:

Mr. W. E. Jamerson - Courthouse District
Ms. Nina B. Beasley - Falling River District
Mr. Frank H. Carwile - Wreck Island District
Mr. Russell H. Moore - Piney Mountain District
Mr. Dennis W. Torrence - Appomattox River District

Also Present:

T. W. Lawson, County Attorney
Watkins Abbitt, Jr., Delegate

Mr. Jamerson, Chairman presiding called the meeting to order at 7:00 P.M.

Mr. Jamerson began by reading a letter of August 13th from James Adams, Director, Waste Operations, Virginia Department of Environmental Quality, then called on Mr. Dickerson, County Engineer, to go over the items listed in the Consent Decree.

Mr. Dickerson read the nine (9) items listed in the consent order and explained the corrective actions that have been taken by the County, to bring the landfill into compliance with this order.

After a lengthy discussion, Mr. Torrence made a motion seconded by Mr. Carwile to request the Judge to: (1) reinstate case of Commonwealth of Virginia versus Appomattox Board of Supervisors dated May 10, 1991 on Circuit Court Chancery Docket and (2) to terminate consent Decree dated May 10, 1991 in case of Commonwealth of Virginia versus Appomattox County Board of Supervisors as the Board of Supervisors of Appomattox County has complied with Appendix B of said Consent Decree and all other conditions in said Decree.

VOTE: Mr. Jamerson, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

The Board next discussed the seeding of Cell's "E & F" and directed Mr. Dickerson to go back and discuss this problem with Mr. D. S. Nash and see what can be done to correct the problem.

Mr. Jamerson next presented prices on transfer site construction across from landfill. Mr. Torrence made a motion seconded by Mr. Carwile to accept the following bid from W. Frank Moore:

Pad, Side Wall with Extension
Back Wall
Grading & Backhoe Work
Stone for Drainage Ditch
Crush and Run for approach
Total $5,650.00

Vote: Mr. Jamerson, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye. Ms. Beasley had left the meeting.

Being no further business and with agreement of the other Board members, Mr. Jamerson adjourned the Board until August 25, 1993 at 6:00 P.M. in the School Board conference room.

Chairman

A joint meeting and work session was held by the Appomattox County Board of Supervisors and the Appomattox County School Board August 25, 1993 at 6:00 P.M. in the School Board's conference room, North Court Street, Appomattox, Virginia.

Present (Board of Supervisors):
- Mr. W. E. Jamerson - Courthouse District
- Mr. Frank H. Carwile - Wreck Island District
- Mr. Russell H. Moore - Piney Mountain District
- Mr. Dennis W. Torrence - Appomattox River District

Absent: Ms. Nina B. Beasley - Falling River District

Present: (School Board):
- Mr. Winfred D. Nash
- Dr. Richard B. Poe
- Mr. Samuel S. Scott III

Also present: Dr. Jack P. Thomas

Mr. Jamerson presiding call the meeting to order at 6:00 P.M.

Mr. Jamerson stated that this was not a public hearing but a joint meeting between the two boards to discuss the information made available to them concerning the middle school renovation/construction project.

Dr. Thomas gave a summary of what had been done to this point concerning the middle school renovation/construction plans. A feasibility study was conducted by the State Department of Education followed by a facilities study and the architects presentation to the school board offering four alternate plans of action: 1) renovation of Appomattox Middle School, 2) renovation of Appomattox Middle School and the construction of a new football stadium, 3) construction of a new middle school, and 4) construction of a new middle school and football stadium. Dr. Thomas further stated that there were no literary funds available at the three percent interest rate. It would be necessary to apply for VSPA loans at the current interest rate of six and one-half percent. There is a possibility that this rate may decrease to five precent. Loans through the VSPA will be available in November 1993 and March 1994 and the State Department of Education has stated that money will be available to us. The Board of Supervisors and the School Board must pass a resolution with the Board of Supervisors being responsible for hiring a bond counselor.

If a new school is constructed, the following alternatives were given as possible uses for the existing middle school building: 1) apartments, 2) nursing home, 3) adult education, 4) office building, 5) alternative education, 6) antique shops and 7) day care for school employees.

Mr. Frank Carwile asked each member, of both boards present, to state if they felt there was an immediate justified need to consider renovation or construction for the middle school. Everyone present stated, "Yes, there was a justified need", except Mr. William Jamerson. Mr. Jamerson stated there was a need, but not a justified need. He felt he could not support the total plan proposed by the architects and could not support what we could not afford.

Mr. Torrence was very interested in level funding. Dr. Thomas stated he had received a firm statement from personnel within the State Department of Education that level funding was not available.

Dr. Thomas was asked to investigate the possibility of private funding.

Mr. Jamerson stated that the members of the Board of Supervisors would study the information given them as well as access the present debt responsibilities of the county and inform the school board of the amount they could afford to invest in the renovation or construction of the middle school.

Mr. Jamerson with agreement of the other Board members recessed the meeting until 7:00 P.M.

Chairman

Mr. Torrence, Vice Chairman reconvened the meeting at 7:00 P.M. in a small conference room in the School Board Administrative Building.

Present:
- Mr. Dennis Torrence - Appomattox River District
- Mr. Frank Carwile - Wreck Island District
- Mr. Russell Moore - Piney Mountain District

Absent:
- Mr. W. E. "Bill" Jamerson - Courthouse District
- Ms. Nina B. Beasley - Falling River District

Mr. Torrence presented for consideration a proposed change order to correct erosion damage in areas E & F at the lindfill.

After discussion, Mr. Carwile made a motion seconded by Mr. Moore to accept D. S. Nash Construction Company's proposal to build the terraces/berms per the revised plan of Hurt & Proffitt, with piping and rip/rap and jute mesh in the ditchlines and with seeding for an additional fee of $13,500.00

Vote: Mr. Torrence, aye; Mr. Carwile, aye; and Mr. Moore, aye.

Being no further business, Mr. Moore made a motion seconded by Mr. Carwile to adjourn.

Vice-Chairman

A Public Hearing of the Appomattox County Board of Supervisors was held September 7, 1993 at 7:00 P.M. in the Courthouse, North Court Street, Courthouse Square, Appomattox, Virginia.

Present:
Mr. Dennis W. Torrence - Appomattox River District
Ms. Nina B. Beasley - Falling River District
Mr. Frank H. Carwile - Wreck Island District
Mr. Russell H. Moore - Piney Mountain District

Also Present:
Thomas W. Lawson, County Attorney
Aileen T. Ferguson, Interim County Administrator

Absent:
W. E. "Bill" Jamerson - Courthouse District

The Public Hearing having been duly advertised was called to order at 7:00 P.M. by Mr. Torrence, Vice-Chairman. Mr. Torrence stated the purpose of the hearing, explained the procedure to be followed, and called Mr. Lawson to read the first proposed ordinance for consideration.

Mr. Lawson began by reading the first ordinance::

ARTICLE XVII

SEMI-ANNUAL COLLECTION OF REAL ESTATE TAXES

Authority: 1950 Code of Virginia, as amended (1993)

147-45 Taxes due and owing to the County assessed for any year on real estate, shall be due and payable in equal installments on the 5th day of June and the 5th day of December of the year the tax is assessed. On all such taxes remaining unpaid on the day after such tax due date there shall be added a penalty of ten (10) percent of the installment then due or ten dollars ($10.00), whichever is greater, which penalty shall become a part of said tax; together with interest thereon at a rate of ten (10) percent per annum, which interest shall begin on the day after such tax is due.

147-46 If any part, subsection, sentence, clause or phrase of this ordinance is for any reason declared to be unconstitutional or invalid by a court of competent jurisdiction, such decision shall not offset the validity of the remaining portion of this section.

147-47 This ordinance shall be effective 12:01 a.m. January 1, 1994.

Mr. Torrence asked to hear comments from anyone concerning this ordinance.

Mr. Frank Gilliam, Route 656, Piney Mountain District, rose and was recognized. Mr. Gilliam spoke in favor of the proposed ordinance and was glad to see this change. Mr. Gilliam thanked the Board for their time.

Hearing no other comments Mr. Torrence asked Mr. Lawson to read the next proposed ordinance.

ARTICLE XVII

NOISE

Sec. Noise--Generally.

The creation and continuation of any loud, disturbing and unnecessary noise is hereby prohibited. It shall be unlawful for any person to cause, make or contribute to creating any loud or disturbing noise of such character, intensity or duration as to be detrimental to the life or health of any individual or such noises as disturb the quiet and peace of any citizen. The following acts, among others, are declared to be loud, disturbing, annoying and unnecessary noises in violation of this section, but such enumeration shall not be deemed to be exclusive:

(a) Pets. The keeping of any animal or bird which, by causing frequent or long continued noise, shall disturb the comfort or repose of any person in the vicinity.

(b) Use of Vehicle. The use of any automobile, motorcycle or vehicle so out of repair, so loaded or used or repaired in such manner as to create loud or unnecessary noises, particularly grating, grinding, rattling, riverting or other disturbing noises.

Any person convicted of a violation of this section will be guilty of a Class III misdemeanor.

Mr. Torrence asked for any comments concerning the proposed noise ordinance.

Mr. Carwile asked what a Class III misdemeanor entailed.

Mr. Lawson stated that a Class III misdemeanor involved a fine from $0.00 to $500.00.

Hearing no further comments, Mr. Torrence declared the meeting closed at 7:07 P.M.

Vice-Chairman

A joint Public Hearing of the Appomattox County Board of Supervisors, the Appomattox County Planning Commission and the Board of Zoning Appeals was held September 7, 1993 at 7:30 P.M. in the Courthouse, North Court Street, Courthouse Square, Appomattox, Virginia.

Present (Board of Supervisors);
    Dennis W. Torrence - Appomattox River District
    Nina B. Beasley - Falling River District
    Frank H. Carwile - Wreck Island District
    Russell H. Moore - Piney Mountain District

Also Present:
    Thomas W. Lawson - County Attorney
    Aileen T. Ferguson - Interim County Administrator

Absent (Board of Supervisors)
    W. E. "Bill" Jamerson - Courthouse District

Present (Planning Commission):
    Al Sears
    Calvin Tanner
    Wayne Lewis
    Debra Chernault
    David Bailey
    Russell Moore
    Claude A. Moore

Also Present:
    W. M. Caldwell, Clerk

Absent (Planning Commission):
    R. W. Mitchell
    Charles Smith
    Phillip Mobley

Present (Board of Zoning Appeals):
    Matt Lair

Bruce Drinkard
William Turner

Absent (Board of Zoning Appeals):
Sharon Bonaventura
Jessee Hancock

The Public Hearing having been duly advertised was called to order at 7:30 P.M. by Mr. Torrence presiding. Mr. Torrence stated the purpose of the hearing, explained the procedure to be followed and called Mr. Caldwell to read the first petition to be considered.

Mr. Caldwell read petition #93-201 of Stephen E & Laura P. Lawson who is seeking a Conditional Use Permit for Room Rental Inn. Property is located at 111 Court Street across from Post Office. Property is zoned B-1.

Mr. Torrence asked to hear comments from anyone concerning this petition. Hearing none, Mr. Torrence asked Mr. Caldwell to read the next petition to be considered.

Mr. Caldwell next read petition #93-203 of James C. Arrington for a Conditional Zoning Permit to allow double-wide mobile home installed on Property zoned R-1 adjacent A-1 district. Property is located off Route 669 between Route 608 and Route 608.

Mr. Torrence asked to hear comments from anyone concerning this petition. Hearing none, Mr. Torrence asked Mr. Caldwell to read the next petition to be considered.

Mr. Caldwell next read petition #93-204 of Jerry G. Kendrick for a Variance to Paragraph 170.81 of Appomattox County Zoning Ordinance pertaining to Accessory Building Requirements. Property is zoned A-1 and is located on Route 616 between Route 631 and Route 24.

Mr. Torrence asked to hear comments from anyone concerning this petition. Hearing none, and being no further petitions to consider, Mr. Torrence declared the Public Hearing closed at 7:37 P.M.

Vice-Chairman

The regularly scheduled monthly meeting of the Appomattox County Board of Supervisors was held in the Board's meeting room, Courthouse Square, Appomattox, Virginia, Monday, September 13, 1993 at 7:00 P.M.

Present: Mr. W. E. "Bill" Jamerson - Courthouse District
Ms. Nina B. Beasley - Falling River District
Mr. Frank H. Carwile - Wreck Island District
Mr. Russell H. Moore - Piney Mountain District
Mr. Dennis W. Torrence - Appomattox River District

Also Present: Thomas W. Lawson, County Attorney
Aileen T. Ferguson - Interim County Administrator

Mr. Jamerson, Chairman, presiding called the meeting to order at 7:00 P.M. and asked Mr. Torrence to give the invocation.

Mr. Jamerson then called Ms. Sandra Lindsey, Resident Engineer, Virginia Department of Transportation. Ms. Lindsey distributed to the Board copies of a proposed Resolution concerning the access road into the transfer site on Route 604. Ms. Lindsey explained that the secondary roads definition refers to landfill site. Ms. Lindsey feels that the highway department will probably take this road into the system.

Mrs. Beasley made a motion seconded by Mr. Torrence to adopt the following resolution:

WHEREAS, the street described on the attached Additions Form SR-5 (A), fully incorporated herein by reference, is shown on a plat recorded in the Clerk's Office of the Circuit Court of Appomattox County, and

WHEREAS, Appomattox County has constructed this street in accordance with Virginia Department of Transportation standards and is an access for a permanent solid waste site which serves one-third of Appomattox County, and

WHEREAS, the Resident Engineer for the Virginia Department of Transporation has advised the Board that the street meets the requirements established by the Virginia Department of Transportation.

NOW, THEREFORE BE IT RESOLVED, this Board requests the Virginia Department of Transportation to add the street described on the attached Additions Form SR-5(A) to the secondary system of state highways, pursuant to Section 33.1-229, Code of Virginia.

BE IT FURTHER RESOLVED, this Board guarantees a clear and unrestricted right of way, as described, and any necessary easements for cuts, fills and drainage, and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Resident Engineer for the Virginia Department of Transporation.

Vote: Mr. Jamerson, aye: Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Carwile asked Ms. Lindsey if this road were taken into the system would it remain in the system indefinitely? Ms. Lindsey stated that the Board of Supervisors would have to pass a resolution to abondon once the road is in the system.

Ms. Lindsey addressed Mr. Moore concerning Right-of-Way on Route 656. Mr. Moore is making progress on these approvals.

Bruce Drinkard
William Turner

Absent (Board of Zoning Appeals):
Sharon Bonaventura
Jessee Hancock

The Public Hearing having been duly advertised was called to order at 7:30 P.M. by Mr. Torrence presiding. Mr. Torrence stated the purpose of the hearing, explained the procedure to be followed and called Mr. Caldwell to read the first petition to be considered.

Mr. Caldwell read petition #93-201 of Stephen E & Laura P. Lawson who is seeking a Conditional Use Permit for Room Rental Inn. Property is located at 111 Court Street across from Post Office. Property is zoned B-1.

Mr. Torrence asked to hear comments from anyone concerning this petition. Hearing none, Mr. Torrence asked Mr. Caldwell to read the next petition to be considered.

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Mr. Torrence asked to hear comments from anyone concerning this petition. Hearing none, Mr. Torrence asked Mr. Caldwell to read the next petition to be considered.

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Mr. Torrence asked to hear comments from anyone concerning this petition. Hearing none, and being no further petitions to consider, Mr. Torrence declared the Public Hearing closed at 7:37 P.M.

Vice-Chairman

The regularly scheduled monthly meeting of the Appomattox County Board of Supervisors was held in the Board's meeting room, Courthouse Square, Appomattox, Virginia, Monday, September 13, 1993 at 7:00 P.M.

Present: Mr. W. E. "Bill" Jamerson - Courthouse District
Ms. Nina B. Beasley - Falling River District
Mr. Frank H. Carwile - Wreck Island District
Mr. Russell H. Moore - Piney Mountain District
Mr. Dennis W. Torrence - Appomattox River District

Also Present: Thomas W. Lawson, County Attorney
Aileen T. Ferguson - Interim County Administrator

Mr. Jamerson, Chairman, presiding called the meeting to order at 7:00 P.M. and asked Mr. Torrence to give the invocation.

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Vote: Mr. Jamerson, aye: Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Carwile asked Ms. Lindsey if this road were taken into the system would it remain in the system indefinitely? Ms. Lindsey stated that the Board of Supervisors would have to pass a resolution to abondon once the road is in the system.

Ms. Lindsey addressed Mr. Moore concerning Right-of-Way on Route 656. Mr. Moore is making progress on these approvals.

~~Mrs. Lindsey also informed the Board of a request from Mr. Jack Belter, Route 1011, Piney Mountain District, that his road be improved. This will be a consideration for the Six Year Plan.~~

~~Mr. Jamerson thanked and excused Mrs. Lindsey and called W. S. Pearce, AIA, CCS, Architectural Partners, to appear before the Board. Mr. Jamerson stated that Mr. Pearce has been working on a study for jail renovations and asked Mr. Pearce to present his report. Mr. Pearce began by distributing copies of the present floor plan for the jail facility and also a revised floor plan showing proposed addition and alterations. Mr. Pearce explained that he first began work on this project at the first part of 1993 and since that time the Department of Corrections have changed the guidelines and procedures required to receive funding for jail projects. The major change requires a detailed Community Corrections Plan which will require more hours than Appomattox County has presently agreed to fund. The additional hours would cost approximately $3,000.00 dollars more to complete the study. Discussion followed concerning the jail facility study and requirements for reimbursement for State Funding.~~

~~After listening to discussion, Mr. Carwile pointed out that the proposed addition would barely meet the needs today and not allow for any future increase in prisoner population.~~

~~Discussion followed concerning possible increasing the proposed bedspace of six beds to 12 beds.~~

~~Mr. Jamerson asked Mr. Pearce to reconfigure the proposal to include the additional bedspace as discussed and return the information to Mrs. Ferguson.~~

~~Mr. Jamerson thanked and excused Mr. Pearce and called Mrs. Janet Belter, Treasurer, to appear before the Board.~~

~~Mrs. Belter presented the Board with copies of financial information for July-August 1993. Mrs. Belter explained the County is a little ahead of what we were last year at this time.~~

~~Mrs. Belter requested the Board transfer the Library Fund into another type of account which requires a $100.00 minimum balance. Mrs. Belter stated that the balance to date in the account $1,535.78. After discussion the Board, by consensus, asked Mrs. Belter to close the Library Fund Alert Account and transfer funds to a new Revenue Line Item in the General Operating Fund.~~

~~Mrs. Belter next requested the Board appropriate additional funds to her budget to purchase a secretarial chair in her office. The one she has is broken beyond repair. Mr. Carwile made a motion seconded by Mrs. Beasley to transfer $108.00 to Treasurer's FY94 Budget to purchase new secretarial chair. VOTE: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.~~

~~Being nothing further for [illegible] Mr. Jamerson excused [illegible] and called Mr. Gregg Winston, Regional Forester and Wayne Bowman, Forester, to appear before the Board.~~

~~Mr. Winston began by giving the Annual Report on privately held forest lands. He explained that there have been less fires this summer than in the past due to the weather conditions. Mr. Winston praised the local volunteer fire departments for their response time and help during any fires that we have had.~~

~~Mr. Winston next gave information concerning the dry hydrant program. This is a fairly new program but has proven very successful in fighting fires in rural areas. As funds become available for these dry hydrants, fire departments will be notified and may apply for these funds.~~

~~Mr. Winston continued his report by giving facts concerning the Southern Pine Bark Beetle damage that is occurring in the County. This is a native pest and depends upon the pines to survive.~~

~~In closing, Mr. Winston informed the Board of a new Environmental Law regarding forestry that was passed. This is the first law that has been attached to forestry practices in the Commonwealth and it deals with water quality. What it applies to is the protection of State Waters from pollution by sediment deposition that result from Forestry activity, which would primarily be logging. This deals strictly with surface water in streams.~~

~~Mr. Winston asked if the Board members had any questions for him. Hearing none, he asked Mr. Wayne Bowman to give the State Forest report. Mr. Bowman began by presenting the Board with a check in the amount of $51,093.42 from Appomattox-Buckingham State Forest. This is one-fourth of their income and is made as payment in lieu of taxes. Mr. Bowman continued by presenting the Board with general information on State Forest activities.~~

~~After the forestry report, Mr. Jamerson thanked and excused Messers Winston and Bowman and called Mr. Dennis Gragg, Executive Director, Central VA Planning District Commission, to appear before the Board.~~

~~Mr. Gragg began by discussing the recommendations from the committee appointed by the Board to study the possible benefits of central purchasing for Appomattox County. The following is a report on the committees findings and recommendations:~~

~~REPORT ON CENTRAL PURCHASING - APPOMATTOX COUNTY~~

~~ORGANIZATION: At the May meeting of the Appomattox County Board of Supervisors, a committee was appointed to study the issue of Central Purchasing for the County. Members appointed were:~~

~~Gordon L. Rice, Chairman (Resigned)~~
~~Bill Slagle~~

4302-5304	Insurance Claims Property	2,220.00
4302-7009	Equipment	1,896.00
7104-5803	Refunds	250.00

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Mr. Caldwell, Building Inspector requested approval to attend VBOA annual meeting. Mr. Carwile made a motion seconded by Mr. Torrence to approve for Mr. Caldwell to attend the VBOA Annual Meeting in Harrisonburg. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

A request from Brian Armontrout, Librarian, for reimbursement of expenses, was presented. Mrs. Beasley made a motion seconded by Mr. Torrence to approve reimbursing expenses of $567.83 to Brian Armontrout, for travel and convention expenses. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

The Board of Supervisors next considered request from various committees and Boards for appointments. The following appointments were made.

Mr. Torrence made a motion seconded by Mrs. Beasley to reappoint Beth Drinkard to a one (1) year term on the Appomattox County Youth Services Commission beginning September 1993. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Mr. Carwile made a motion seconded by Mr. Torrence to reappoint Mr. Russell Moore to a three (3) year term on the Central Virginia Area Agency on Agings Board of Directors, beginning October 1, 1993.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Mrs. Beasley made a motion seconded by Mr. Moore to appoint Mr. Red Coleman to Central Virginia Area Agency on Agings' Advisory Council for a three (3) year term beginning October 1, 1993. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Carwile made a motion seconded by Mr. Torrence to appoint Mr. Roland Murphy to the Community Resource Board, to fill the unexpired term of Carrington Martin, who resigned effective September 1, 1993.
Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Mr. Torrence made a motion seconded by Mr. Moore to appoint Mrs. Margaret Glover to the Library Board in place of Mary Edith Morris, who declined the appointment. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Ms. Lindsey also informed Mr. Moore of a request from Mr. Jack Burks, Route 1011, Piney Mountain District, that his road be improved. This will be a consideration for the Six Year Plan.

Mr. Jamerson thanked and excused Ms. Lindsey and called W. S. Pearce, AIA, CCS, Architectural Partners, to appear before the Board. Mr. Jamerson stated that Mr. Pearce has been working on a study for jail renovations and asked Mr. Pearce to present his report. Mr. Pearce began by distributing copies of the present floor plan for the jail facility and also a revised floor plan showing proposed addition and alterations. Mr. Pearce explained that his firm began work on this project at the first part of 1993 and since that time the Department of Corrections has changed the guidelines and procedures required to receive funding for jail projects. The major change requires a detailed Community Corrections Plan which will require more hours than Appomattox County has presently agreed to fund. The additional hours would cost approxiately $3,000.00 dollars more to complete the study. Discussion followed concerning the jail facility study and requirements for reimbursement for State Funding.

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Mrs. Belter presented the Board with copies of financial information for July-August 1993. Mrs. Belter explained the County is a little ahead of what we were last year at this time.

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Mr. Winston began by giving the Annual Report on privately held forest lands. He explained that there have been less fires this summer than in the past due to the weather conditions. Mr. Winston praised the local volunteer fire departments for their response time and help during any fires that we have had.

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REPORT ON CENTRAL PURCHASING - APPOMATTOX COUNTY

ORGANIZATION: At the May meeting of the Appomattox County Board of Supervisors, a committee was appointed to study the issue of Central Purchasing for the County. Members appointed were:

Gordon L. Rice, Chairman (Resigned)
Bill Slagle

Thomas Drinkard
David Bailey
Gary Gilliam
Dennis E. Gragg
Aileen T. Ferguson

STUDY METHODOLOGY: It was decided that the initial step in evaluating whether or not central purchasing is appropriate for Appomattox County at this time was to collect purchasing information from the Department of Social Services, the Appomattox County School Board and from the Constitutional Officers. The guiding concern of the committee was that Appomattox County not rush to embrace "central purchasing" if the projected savings would not exceed the cost of running a central purchasing office. The information to be collected involved what and how much is being purchased annually by each entity and to determine what savings if any would be projected by consolidation of the purchasing function into a central purchasing office or some modification thereof.

Specifically, Thomas Drinkard was assigned to collect purchasing information from the Department of Social Services, Bill Slagle was assigned the Treasurer's Office and the Office of The Commissioner of Revenue, Gary Gilliam was assigned the Sheriff's Office, the Clerk's office and the Commonwealth Attorney's Office and Dennis Gragg was assigned the School Board.

Interviews were conducted and written comments received from some participants also.

A second meeting was held for all to report findings and to consolidate them into an intelligible format. In the absence of Mr. Rice, Mr. Gragg was selected by the other committee members as Chairman-Pro-Tem to complete this study for the Board of Supervisors. Mrs. Aileen T. Ferguson, replaced Mr. Rice on the Committee.

FINDINGS:

1. Based on the interviews conducted, the Constitutional Officers and County Department Heads (including Superintendent of Schools and Department of Social Services) are on top of their spending. They closely monitor their budgets and are very interested in saving money, where possible, through selective cooperation and/or collaboration. All reports to the committee were complimentary of the efforts of the various officers to control costs.

2. That the Appomattox County School Board already has a Central Purchasing function which seems to work quite well.

3. Based on the information collected by the committee, it does not appear that a separate Central Purchasing Department can be justified by Appomattox County at this time. However, there are many areas where cost savings may be achieved and which probably can be implemented fairly easily.

   Specifically, these include the following:

A) County vehicles might be able to be serviced at the school bus shop on a contractural arrangement that would produce dollar savings instead of having them washed, repaired, etc., at local service stations.

B) The Appomattox County School Board utilizes a consolidated annual service contract for maintenance on office equipment. Other county offices could participate in this annual bidding process.

C) Appomattox County could solicit bids from office supply firms to competitively bid on providing and delivering office supplies to the various offices.

D) Appomattox County could enter a service contract for all HVAC equipment in County Buildings (including school system). This could produce savings instead of the normal practice of calling whoever is available to come and fix when broken. A preventive maintenance system could also be implemented which would cause items to be repaired prior to complete breakdown requiring emergency repairs.

RECOMMENDATIONS:

1. Do not establish a Central Purchasing Office within the County of Appomattox at this time, but modify the current procedure to produce more economy.

2. Attempt to implement the suggestions identified above. Sample RFP's are available from other local governments, VACO, VML, at no charge.

3. Establish a capital improvement plan for office equipment and computers with an end goal to achieve some degree of compatibility of equipment. Standardization of equipment would also help in the bidding process for multiple copier/computer/typewriter purchases. Rather than each office bidding separately, an annual budget could be prepared for new equipment and similar types of equipment could be bid at the same time. (The school presently does this. The rest of the County could be included with very little effort and at nominal cost.)

4. If the foregoing Committee recommendations are accepted, it is also recommended that after a year a review be conducted of the actions taken and evaluate whether or not the actions resulted in real cost savings to Appomattox County. Also, an annual review would allow for an opportunity to continue to ensure that purchasing procedures are appropriate for Appomattox County.

CONCLUSION: We have enjoyed being a part of this process and wish to commend the Constitutional Officers and Department Heads for their willingness to discuss the Central Purchasing concept. It is gratifying to know that they are exercising a great degree of control over the monies of their budgets.

Mr. Gragg highlighted several items that are included in the report and thanked the Board from the committee members for the opportunity to work on this project.

Mr. Carwile stated that the committee has done an excellent job and their recommendations are sound. He is happy to know that there is a system in place that would not require additional funding and that the school is willing to work with the Board on this matter.

Mr. Jamerson expressed the Boards thanks to the committee for the excellent study and stated this was something the Board needed to study before taking action.

Mr. Gragg next requested the Board pass a resolution supporting Lynchburg Neighborhood Development Foundations' application for funding to provide mortgage money to low income, first time home buyers in the Central Virginia Planning District Commission area. Mr. Carwile made a motion seconded by Mr. Torrence to adopt the following resolution:

HEREAS, The Lynchburg Neighborhood Development Foundation (LNDF), is applying for $1,600,000.00, in funding to provide mortgage money to low income, first time home buyers in the Central Virginia Planning District Commission Area, and

WHEREAS, the premise for lending these funds is that they must be disbursed over the entire region, and

WHEREAS, Appomattox County will be asked to 1) provide a member of the Central Virginia Regional Loan Fund Advisory Committee and to participate in the Central Virginia Regional Loan Review Committee, 2) identify potential housing producers and potential areas of development, 3) assist Central Virginia Planning District Commission in marketing the program in Appomattox County, and 4) assist in identification of Community Groups who are appropriate for providing the pre and post purchase counseling, and

WHEREAS, no financial obligation is being requested from any local government or the Central Virginia Planning District Commission,

BE IT THEREFORE RESOLVED that the Appomattox County Board of Supervisors does hereby adopt this RESOLUTION SUPPORTING the regional loan application being submitted by the Lynchburg Neighborhood Development Foundation, under the terms outlined above.

Vote: Mr. Jamerson, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Mr. Gragg next presented information on the update that needs to be done on Appomattox County's Comprehensive Plan. He explained that the Code of Virginia requires that every municipality update its Comprehensive Plan on a five (5) year basis. Mr. Gragg suggests the Board reverse their decision to do the zoning-map update at this time and proceed with the Comprehensive Plan update. The Comprehensive Plan review and update can be completed within the hours alloted to the County with the only expense being that of materials.

Mr. Carwile made a motion to recind previous action by the Board taken on June 14, 1993, to update zoning map and accept the recommendation from Central VA Planning District Commission to update the County's Comprehensvie Plan in FY94 instead. Seconded by Mr. Torrence.
Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

In closing, Mr. Gragg presented each Board member with a copy of "Final Report of the Virginia Department of Transportation in Response to Senate Joint Resolution 188: A Study of Transportation Trust Fund Allocation Formulae Senate Document #39: How it Will Effect the Lynchburg District". Mr. Gragg noted that a Public Meeting would be held on October 14, 1993 at 7:30 , at the Lynchburg Public Library, with Virginia Department of Transportation officials to discuss this issue. Mr. Gragg encouraged all Board members to attend.

Mr. Jamerson thanked and excused Mr. Gragg and called on Mr. Charlie Peterson, Solid Waste Administrator to appear before the Board.

Mr. Peterson began by distributing copies of the gate activity report, for the month of August 1993, to the Board.

Mr. Peterson next gave a status report on the construction of "Cell I". Also Cells "E" and "F" have been reseeded, berms and downspouts have been installed to correct erosion problems.

Mr. Peterson continued by giving a report on construction progress of the freshwater holding pond. He informed the Board that Mr. Freddie Godsey, Fire Chief, Appomattox Volunteer Fire Department, has visited the landfill to look at the pond and discuss the possibility of installing a dry hydrant in this pond.

Mr. Torrence asked Mr. Peterson to seek advice from Mr. Bob McClenny, Soil and Water Conservation Service, on the construction of the holding pond.

Mr. Jamerson next asked Mr. Lawson, County Attorney, to report on the status of the motion to have the Consent Decree lifted. Mr. Lawson explained that the paper work has been completed and everything should be completed by next week.

Mr. Peterson next asked the Board to consider two (2) items for action at the October meeting. The first item is the purchase of a dump truck to move "cover" dirt into Cell "I". The second item is the purchase of a horizontal baler for the recycling program. Discussion followed concerning needs at the landfill and the most efficient method to meet these needs.

Mr. Jamerson requested the Board consider Landfill Bond Appropriation Request for September 1993. Mr. Torrence made a motion seconded by Mrs. Beasley to appropriate $107,615.10 for the month of September 1993 from the Landfill Bond Fund to cover the following expenses:

D. S. Nash	$ 77,695.65
D. S. Nash	13,500.00
Hurt & Proffitt	9,075.12
Coleman & Sons	63.54
A. B. Enterprises	263.60
Central Virginia Labs	1,829.50
Longyear	390.69
Caterpillar Lease	2,165.00
Caterpillar Lease	2,660.00

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Jamerson thanked and excused Mr. Peterson and called Mrs. Ann Lawson, Recreation Director.

Mrs. Lawson began by presenting the Board with information concerning improvements made at the ballpark within the last three months. After discussion, the Board by consensus placed the ballpark under the direction of the Recreation Director. Mr. Jamerson thanked Mrs. Lawson for her dedication and recommended she get with the Recreation Advisory Committee to formulate some guidelines for the use of the ballpark to present to the Board at a later date.

Mr. Jamerson thanked Mrs. Lawson and recognized Mr. Freddie Godsey, Fire Chief, Appomattox Volunteer Fire Department, to appear before the Board. Mr. Godsey gave the Board of Supervisors a detailed report of fire department activities for the past three (3) years. Mr. Godsey listed some of the purchases made by the fire department from funds other than County funds. A discussion followed concerning fire fund allocation to Pamplin and Appomattox Volunteer Departments.

Mr. Jamerson presented a request from the Fire Department for funds for Haz-Mat Conference. Mr. Carwile made a motion seconded by Mr. Torrence to approve payment of $940.50 to the Radisson Hotel for room charges for the Haz-Mat Conference. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Mr. Torrence made a motion seconded by Mr. Carwile to enter into Executive Session to discuss personnel matters. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

On a motion by Mr. Moore seconded by Mrs. Beasley, the following resolution was adopted:

WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification motion applies, and (ii) only such executive matters were heard; discussed or considered by the Appomattox County Board of Supervisors.
Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Mr. Carwile made a motion seconded by Mr. Moore to reinstate Bill Caldwell and Cloud Abernathy's salaries to what they were making prior to thier salaries being cut, effective immediately. Vote: Mr. Jamerson, nay; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Mr. Torrence made a motion seconded by Mrs. Beasley to raise Charlie Peterson's salary to $32,000.00, effective immediately. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye: Mr. Carwile, nay; Mr. Moore, nay; and Mr. Torrence, aye.

A request from Stonewall Vineyard for a permit to hold their annual festival was presented next. Mrs. Beasley made a motion seconded by Mr. Torrence to approve the permit for Stonewall Vineyards to hold their annual festival on October 2, 1993 and waive the bond requirement. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Mrs. Ferguson presented the next item on the agenda, a request from the Appomattox Arts Council to hold an art showing on the Courthouse grounds. Mrs. Beasley made a motion seconded by Mr. Torrence that the Appomattox Arts Council be allowed to hold an art showing and exhibit on April 22, 1994 on the Courthouse grounds. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Mrs. Ferguson presented funding request from Operating Reserve from various departments. Mr. Carwile made a motion seconded by Mr. Moore to approve the following requests:

1201-5201 Postage	$ 800.00
4204-5201 Postage	500.00
1101-5805 Insurance Claims auto	234.00

4302-5304	Insurance Claims Property	2,220.00
4302-7009	Equipment	1,896.00
7104-5803	Refunds	250.00

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Mr. Caldwell, Building Inspector requested approval to attend VBOA annual meeting. Mr. Carwile made a motion seconded by Mr. Torrence to approve for Mr. Caldwell to attend the VBOA Annual Meeting in Harrisonburg. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

A request from Brian Armontrout, Librarian, for reimbursement of expenses, was presented. Mrs. Beasley made a motion seconded by Mr. Torrence to approve reimbursing expenses of $567.83 to Brian Armontrout, for travel and convention expenses. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

The Board of Supervisors next considered request from various committees and Boards for appointments. The following appointments were made.

Mr. Torrence made a motion seconded by Mrs. Beasley to reappoint Beth Drinkard to a one (1) year term on the Appomattox County Youth Services Commission beginning September 1993. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Mr. Carwile made a motion seconded by Mr. Torrence to reappoint Mr. Russell Moore to a three (3) year term on the Central Virginia Area Agency on Agings Board of Directors, beginning October 1, 1993.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Mrs. Beasley made a motion seconded by Mr. Moore to appoint Mr. Red Coleman to Central Virginia Area Agency on Agings' Advisory Council for a three (3) year term beginning October 1, 1993. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Carwile made a motion seconded by Mr. Torrence to appoint Mr. Roland Murphy to the Community Resource Board, to fill the unexpired term of Carrington Martin, who resigned effective September 1, 1993.
Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Mr. Torrence made a motion seconded by Mr. Moore to appoint Mrs. Margaret Glover to the Library Board in place of Mary Edith Morris, who declined the appointment. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Mr. Moore made a motion to reappoint Mr. Calvin Tanner, Mr. Claude Allen Moore and Mr. Wayne Lewis to four (4) year terms on the Planning Commission beginning October 1, 1993, seconded by Mr. Torrence.
Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Mrs. Ferguson presented a request from Mrs. Carolyn Lawson for a change in the Community Center Rental Policy. Mr. Carwile made a motion seconded by Mr. Torrence that a $25.00 deposit be required for rental of the Community Center Building whether the kitchen facilities are used or not. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Mr. Carwile expressed that some citizens have been concerned with the signs NO TRESPASSING at the Community Center. After discussion the Board by consensus, gave approval for the Community Center Board of Directors to handle the matter of the signs in any way they see fit. Also, the Board of Supervisors directed Mrs. Ferguson to research and bring back to the Board, the difference in an Advisory Board and a Policy Board.

Mrs. Ferguson, as requested by the Board, at the August meeting contacted the Department of Housing and the State Board of Contractors and found that the Titles of Building Official and Building Inspector may be held by the same person. Mr. Moore made a motion seconded by Mr. Torrence to appoint Mr. Bill Caldwell as Building Official.
Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, nay; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Ferguson reported information obtained from Fred Crowe concerning Disabled American Veterans and Prisoner’s of War who reside in Appomattox County. After discussion, the Board by concensus, asked Mrs. Ferguson to find out the percentage of disability for each person and report back to the Board at the October meeting.

Mr. Ray Phelps has requested compensation for livestock killed by stray dogs. This incident occurred just prior to Mr. Paul Nix resigning. There are no records by Mr. Nix documenting the incident, but he does remember the case and has reported to Mrs. Ferguson that stray dogs did kill the animals. Mr. Torrence made a motion seconded by Mrs. Beasley to pay Mr. Ray Phelps an amount of $525.00 for compensation of livestock kill, once Mr. Nix has provided a letter of verification to the County for record purposes. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Mrs. Ferguson reported the Planning Commission recommendations. Following discussion, Mr. Torrence made a motion seconded by Mr. Carwile to accept the Planning Commission’s recommendation to approve petition #93-202 for William Colvin for Conditional Use Permit for Home Occupation in accessory building larger than 1/3 the size of main dwelling and Petition #93-203 of James C. Arrington for Conditional Use Permit to allow double-wide Mobile Home to be installed on property zoned R-1 adjacent to A-1 District. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Mr. Carwile stated that he has spoken with the owners of property in the area where Mr. Arrington owns property (R-1). There is nothing but mobile homes or double-wides and it is the consensus and feeling of the people in that area, because it is Agricultural on all sides of them, that they would like to see it zoned Agricultural by the Board. Mr. Carwile stated that he spoke at the Public Hearing and asked the Planning Commission give the Board their feelings on rezoning this property to A-1. Mrs. Ferguson was directed to take Mr. Carwile's request to the Planning Commission for their comments.

Mrs. Ferguson presented a request from Monte Mays, Commissioner of Revenue, to attend VALECO meeting. Mr. Moore made a motion seconded by Mrs. Beasley to approve Mr. Mays request to attend the VALECO meeting. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Mrs. Ferguson presented a request from Monte Mays for the Board to purchase a new telephone system for his office. In light of the report from the Central Purchasing Committee the Board by consensus, tabled this matter for further study.

A request from Halifax County Board of Supervisors for a Resolution concerning taxes on tobacco products was tabled.

Mr. Torrence presented a bid to trim the pecan tree behind the School Board Office. Mr. Torrence made a motion that the Board accept the bid in the amount of $895.00 to trim the pecan tree. The motion died for lack of a second.

Mr. Jamerson brought up the Proposed Noise Ordinance and Proposed Semi-Annual Collection of Real Estate Taxes Ordinance for discussion. After discussion, Mr. Carwile made a motion seconded by Mr. Torrence to adopt the following ordinances:

ARTICLE XVII

SEMI-ANNUAL COLLECTION OF REAL ESTATE TAXES

Authority: 1950 Code of Virginia, as amended (1993)

147-45 Taxes due and owing to the County assessed for any year on real estate, shall be due and payable in equal installments on the 5th day of June and the 5th day of December of the year the tax is assessed. On all such taxes remaining unpaid on the day after such tax due date there shall be added a penalty of ten (10) percent of the installment then due or ten dollars ($10.00), whichever is greater, which penalty shall become a part of said tax; together with interest thereon at a rate of ten (10) percent per annum, which interest shall begin on the day after such tax is due.

147-46 If any part, subsection, sentence, clause or phrase of this ordinance is for any reason declared to be unconstitutional or invalid by a court of competent jurisdiction, such decision shall not offset the validity of the remaining portion of this section.

147-47 This ordinance shall be effective 12:01 a.m. January 1, 1994.

ARTICLE XVII

NOISE

Sec. Noise--Generally.

The creation and continuation of any loud, disturbing and unnecessary noise is hereby prohibited. It shall be unlawful for any person to cause, make or contribute to creating any loud or disturbing noise of such character, intensity or duration as to be detrimental to the life or health of any individual or such noises as disturb the quiet and peace of any citizen. The following acts, among others, are declared to be loud, disturbing, annoying and unnecessary noises in violation of this section, but such enumeration shall not be deemed to be exclusive:

(a) Pets. The keeping of any animal or bird which, by causing frequent or long continued noise, shall disturb the comfort or repose of any person in the vicinity.

(b) Use of Vehicle. The use of any automobile, motorcycle or vehicle so out of repair, so loaded or used or repaired in such manner as to create loud or unnecessary noises, particularly grating, grinding, rattling, riverting or other disturbing noises.

Any person convicted of a violation of this section will be guilty of a Class III misdemeanor.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Being no further business, Mrs. Beasley made a motion seconded by Mr. Moore to adjourn. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Chairman

Special meeting of the Appomattox County Board of Supervisors called pursuant to Virginia Code Section 15.1-538 was held on September 27, 1993 at 7:00 P.M., in the Board of Supervisors meeting room, adjacent to the Circuit Court Clerk's Office, Courthouse Square, North Church Street, Appomattox, Virginia.

Present: Mr. W. E. "Bill" Jamerson - Courthouse District
Mrs. Nina B. Beasley - Falling River District
Mr. Frank H. Carwile - Wreck Island District
Mr. Russell H. Mooore - Piney Mountain District
Mr. Dennis W. Torrence - Appomattox River District

Also Present: Aileen T. Ferguson - Interim County Administrator
Charlie Peterson - Solid Waste Administrator

The purpose of this special meeting was to:

1. Consider change order to contract with D. S. Nash
2. Consider purchase of dump truck for landfill
3. Consider application for Railroad Festival
4. Consider Health Departments request for additional space and additional funding
5. Humane Society's offer
6. Gaye Stevens request

Mr. Jamerson, presiding, called the meeting to order.

Mr. Jamerson stated the first item for discussion is the change order to D. S. Nash's contract.

Mr. Jamerson asked Mr. Peterson, Solid Waste Administrator to bring the Board up to date on the reason for this change order.

Mr. Peterson began by informing the Board that with the exception of moving dirt for trash cover into the new cell area, D. S. Nash has completed their contract with the county.

Mr. Peterson continued to explain that D. S. Nash's contract included a line item amount of $12,400.00 for moving 3200 cubic yards of dirt for cover into the cell area. Mr. Peterson and Mr. Earl Dickerson, Hurt and Proffitt, Engineer, have discussed the operational plan for the landfill and recognize that the moving of cover material into the cell area is going to be an on-going problem. Once the 3200 cubic yards have been utilized, we will then need to move additional cover material into the cell. After considering the alternatives, Mr. Peterson and Mr. Dickerson determined that the best solution would be to request a deduct from D. S. Nash of $12,400.00 and purchase a dump truck for the landfill. With the purchase of the dump truck, landfill employees could more dirt into the cell area as needed.

After a lengthy discussion, Mr. Torrence made a motion seconded by Mr. Moore that the County purchase a 1977 Mack dump truck from Frank Moore at a cost of $6,500.00.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Mr. Jamerson with consensus of the other Board members instructed Mr. Peterson not to license the dump truck for road use. The truck is to be used strictly at the landfill.

Discussion continued on the proposed change order. After discussion Mr. Torrence made a motion seconded by Mr. Carwile to except the $12,400.00 deduct from D. S. Nash's contract. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Mr. Torrence left the meeting at 7:40 P.M.

Mr. Jamerson introduced a request from the Historic Appomattox Railroad Festival, Inc. for a Festival permit for October 9 & 10, 1993. Mr. Carwile made a motion seconded by Mrs. Beasley to approve the Historic Appomattox Railroad Festival permit for October 9-10, 1993 and the "Good Ole Days" use of the Courthouse Grounds and to waive the bond requirement and application fee. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Moore, aye.

Mr. Jamerson next presented a request from the Health Department to rent additional office space in the back of the County Administrator's Office. It would be necessary to do some minor renovations in order for this area to meet the Health Departments needs. After a lengthy discussion on the construction and lease conditions Mr. Carwile made a motion seconded by Mrs. Beasley, to proceed with lease for additional office space for the Health Department of 977 square feet at $7.16 per square foot which includes utilities and custodial services. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Moore, aye.

Discussion continued concerning the alterations and renovations needed by the Health Department. The Board, by consensus, agreed that Cloud Abernathy, Maintenance Specialist, oversee the construction on this project.

Mr. Jamerson next presented another request from the Health Department for additional funding for FY94. There are funds available to the Health Department that are allocated on a matching basis. After discussion, Mrs. Beasley made a motion, seconded by Mr. Moore to allocate an additional $3,855.00 to the local Health Department for FY94. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Moore, aye.

Mr. Jamerson next read a letter from the Appomattox County Humane Society, Inc. offering financial assistance to perform renovations to the heating system at the animal pound. By consensus the Board asked Mrs. Ferguson to thank the Humane Society for their offer but felt it inappropriate to accept the offer of funding for the animal shelter.

Discussion continued concerning the Animal Shelter. By consensus, the Board directed Mrs. Ferguson to have Mr. Marks, Animal Warden, run an ad in the local paper alerting the public to the hours that he is available at the shelter for animal adoption.

Mrs. Ferguson presented a request from Gaye Stevens, to be allowed to use the County emblem on quilts to be sold in her shop. After discussion, the Board by consensus, did not approve this request.

Being no further business, the meeting was adjourned.

Chairman

A joint Public Hearing of the Appomattox County Board of Supervisors and the Appomattox County Planning Commission was held October 5, 1993 at 7:30 P.M. in the Courthouse, North Court Street, Courthouse Square, Appomattox, Virginia.

Present: (Board of Supervisors)
W. E. (Bill) Jamerson - Courthouse District
Nina B. Beasley - Falling River District
Frank H. Carwile - Wreck Island District
Russell H. Moore - Piney Mountain District

Also Present:
Aileen T. Ferguson, Interim County Administrator

Absent: (Board of Supervisors)
Dennis W. Torrence - Appomattox River District

Present: (Planning Commission)
Al Sears
Calvin Tanner
Claude Allen Moore
David Bailey
Wayne Lewis
Russell Moore
Charles Smith

Also Present:
W. M. Caldwell, Clerk

The Public Hearing having been duly advertised was called to order at 7:33 P.M. by Mr. Jamerson presiding. Mr. Jamerson stated the purpose of the hearing, explained the procedure to be followed and called Mr. Caldwell to read the first petition to be considered.

Mr. Caldwell read petition number 93-205 of Donna Franklin who is seeking a conditional zoning permit to allow a single-wide mobile home be installed on 2.35 acre lot. Property is zoned R-1 and is located on Route 654 between Route 24 and Route 736 approximately 400 feet from Route 24.

Mr. Jamerson asked to hear comments from anyone concerning this petition. Hearing none, Mr. Jamerson asked Mr. Caldwell to read the next petition to be considered.

Mr. Caldwell next read petition number 93-206 of Tommy O'Brien, representing Clayton Bryant, to rezone property from A-1 to R-2 to allow subdividing parcel into building lots with 100 foot frontage. Property is located on Route 648 between Route 460 and Route 652.

Mr. Jamerson asked to hear comments from anyone concerning this petition.

Mr. David Lovell, Route 1, Spout Spring, rose and asked to speak. Mr. Lovell stated that his property is directly across the road from this lot. He is concerned that the septic tanks will be higher than his well. Mr. Lovell is not in favor of this petition.

Mr. Tommy O'Brien, Appomattox, spoke next. Mr. O'Brien explained that this property contained 763 feet of road frontage which would allow for seven (7) one (1) acre lots. Mr. O'Brien pointed out that the tax return derived from these parcels with improvements would bring in more revenue than the one large lot. Mr. O'Brien continued by saying that the property across the street from this lot was zoned R-2 and he felt his request should be granted.

Mr. John McDermott, Route 1, Spout Spring asked to be heard. Mr. McDermott is opposed to rezoning this property to R-2. He feels that the property values in the neighborhood have already gone down due to the subdivision across from this proposed property division. Mr. McDermott does not want to see 100' frontage lots with mobile homes in this area. He continued by saying that he had spoken with members of Old Concord Presbyterian Church and they are not in favor of the rezoning. Mr. McDermott stated that no one on the road is in favor of the rezoning. He mentioned the subdivision that is across from this property and said that it looks terrible.

Mr. Jamerson next recognized Ms. Sheila Webb, Route 1, Spout Spring. Ms. Webb began by saying that she was concerned that additional mobile homes on Route 648 would decrease the value of her property. She said that her property value had already been decreased by the unsightly dumpster site as you turn off of Route 460 onto Route 648. Ms. Webb stated that she takes pride in her home and is not in favor of anything that would further decrease the value of her property. Ms. Webb has been trying to sell her property and the realtor has told her that her property value is down, due to the conditions along the road.

Ms. Laura Parrish, Route 1, Spout Spring, rose and addressed the Board. Ms. Parrish is concerned with the amount of additional traffic that this new subdivision would cause. This is a narrow, rural road and cannot handle anymore traffic, safely. Ms. Parrish is not in favor of the rezoning.

Mr. Dan Brennan, Route 1, Spout Spring, asked to be recognized. Mr. Brennan is not in favor of rezoning this property. He feels that with lots this size it will give the appearance of a trailer court.

Mr. Jamerson next recognized Ms. Dianne Roake, Route 1, Spout Spring. Mrs. Roake said that she agreed with what the other speakers had said. She was concerned with the astatic impact and the additional traffic.

She felt the residents on Route 648 had enough to bear with the dumpster site.

Mr. McKennley Tanner, Mount Shiloh Baptist Church member, spoke next. Mr. Tanner expressed his concern over the narrow, one car underpass as you entered Route 648 from Route 460. He continued by saying that Mount Shiloh had a fellowship hall located on property that joined Mr. Bryant's and he was concerned that this close concentration of mobile homes would cause problems with Church gatherings. Mr. Tanner said that he was not in favor of granting the request. He felt if mobile homes are allowed they draw drugs, drug trafficking and create a nuisance. Mr. Tanner also mentioned the container site was already an eye sore on this road.

Next to speak was Mr. Patrick Kelly, Route 1, Spout Spring. Mr. Kelly began by saying that he is against rezoning this property. He continued by stating that mobile homes were not there when he purchased his property and he was concerned with the value of his property dropping if mobile homes are allowed.

Mr. Jamerson next recognized Mr. Herbert Fleshman. Mr. Fleshman lives at Route 1, Spout Spring and is a registered voter. Mr. Fleashman began by saying that his family were heirs to the property across from this property and that since they sold the property, the property value has decreased. He feels if the property is rezoned it would look terrible in five (5) or ten (10) years. Mr. Fleshman stated that no one living in this area was in favor of the rezoning request and neither is he. Mr. Fleshman stated that it is a real effort now to keep the property on this road up, due to the dumpster site.

Mr. John Gillette rose next and was recognized by Mr. Jamerson. Mr. Gillette explained that the driveway to his property is directly across from Route 648. Mr. Gillette is opposed to rezoning this property.

Mr. Jamerson next recognized Mrs. Juanita Cheatham, Route 1, Spout Spring. Mrs. Cheatham stated that she lives on Route 648. She went on to say that she was constantly picking up trash along the road ditches. She is not in favor of the rezoning request. Mrs. Cheatham said that she has nothing against mobile homes or Mr. O'Brien but she is concerned with the number that may go in so close together.

Mr. James Cheatham was next recognized. Mr. Cheatham stated that he was not in favor of rezoning this property. He stated that he understood that zoning was supposed to help property owners and protect them against such as this.

Charlie E. Tanner, Route 1, Spout Spring rose and was recognized. Mr. Tanner said that he was born and raised on Route 648 and is presently a member of Mount Shiloh Baptist Church. Mr. Tanner does not want to see this property rezoned to allow more mobile homes next to the Mt. Shiloh Fellowship Hall. Not in favor of the request to rezone.

Mr. Ray West rose and identified himself as a resident of Spout Spring. Mr. West stated that he is against the rezoning request.

Mr. Curtis Elliott, Spout Spring rose to address the Board. Mr. Elliott stated that he lives on Route 647 and is against rezoning this property.

Ms. Jennifer Grishaw, Spout Spring addressed the Board next. Mrs. Grishaw said that she is not in favor of the rezoning. They live in a nice quiet neighborhood and is not in favor of a mobile home park.

Mr. Jamerson recognized Mr. Roger Grishaw of Spout Spring. Mr. Grishaw told the Board that he was against rezoning this property and asked the Board to consider what the other people have said.

Mrs. Gloria Gunter spoke next representing Mrs. Nellie Scruggs, she is Mrs. Scruggs daughter. Mrs. Gunter said her mother owns property adjoining the property up for rezoning. Mrs. Gunter's son will be returning here to live on this property and she is not in favor of the rezoning.

Mr. O'Brien asked if he could be heard again.

Mr. Jamerson told him that he could, but to keep his remarks short because others had also requested to speak again.

Mr. O'Brien wanted to stress that in A-1 zoning mobile homes are already permitted.

Mr. Hubert Fleshman spoke again and said that his mother would turn over in her grave if she could see the condition her property was in today. Again, urged the Board not to approve rezoning request.

Mr. McDermott asked to speak again. He stated that Old Concord Presbyterian Church could be an Historical Landmark if the cinderblock building were removed. Mr. McDermott feels that this is something that should be considered in making this decision.

Mr. Jamerson asked if anyone else wished to speak concerning this petition. Hearing no further comments, he asked Mr. Caldwell to read the next petition to be considered.

Mr. Caldwell read petition number 93-207 of Katherine L. Poole for Conditional Use Permit for printing shop to re-locate in Moore's Machine Company building on Route 460 between Route 703 and Route 647. The property is zoned M-1.

Mr. Jamerson asked to hear comments from anyone concerning this petition. Hearing none, Mr. Jamerson asked Mr. Caldwell to read the next petition.

Mr. Caldwell read petition number 93-208 of James W. Bondurant for a conditional use permit for sales and service of agriculture products. Property is zoned A-1 and is located on Route 607 between Route 670 and Route 698.

Mr. Jamerson asked to hear comments from anyone concerning this petition. Hearing none, and being no further petitions to consider Mr. Jamerson declared the Public Hearing closed at 8:07 P.M.

Chairman

The regularly scheduled monthly meeting of the Appomattox County Board of Supervisors was held in the Board's meeting room, Courthouse Square, Appomattox, Virginia, Tuesday, October 12, 1993 at 7:00 P.M.

Members Present:

- Mr. William E. Jamerson, Chairman - Courthouse District
- Mrs. Nina B. Beasley - Falling River District
- Mr. Frank H. Carwile - Wreck Island District
- Mr. Russell H. Moore - Piney Mountain District
- Mr. Dennis W. Torrence - Appomattox River District

Mr. Jamerson, presiding, called the meeting to order at 7:00 P.M. and asked Mr. Moore to give the invocation.

Mr. Jamerson than called Mr. Don Austin, Assistant Resident Engineer, Virginia Department of Transportation, to appear before the Board. Mr. Austin reminded the Board that a Public Hearing on the Six Year Plan needed to be held in December. After discussion the Board set the date for December 13, 1993 at 6:00 P.M., in the Courthouse, prior to the regular Board meeting.

Mr. Austin explained that Virginia Department of Transportation would put a draft plan together and then schedule a work session prior to the public hearing to review the plan and make recommendations.

Mr. Jamerson asked the status of the resolution requesting that the entrance into the Route 604 transfer site be taken into the State highway maintenance system. Mr. Austin explained that the paper work has been completed and submitted to the Transportation Board for approval. The Appomattox Residency has not received a response.

Mr. Carwile questioned Mr. Austin on Route 608 at Concord, traveling towards Route 609, just a short distance from the intersection of Route 608/609 in a curve, where Ray Woods lives, and proceeding North, for approximately 1/10 of a mile going towards Peaceful Grove Church. Mr. Carwile has had several complaints concerning this location. If you have a rain shower the road surface becomes slick. Mr. Carwile wondered if Mr. Austin could explain why this area would be like this.

Mr. Austin noted that he could not explain why the surface would be slick but that he would see about having some gravel put in this area.

Mr. Carwile also told Mr. Austin that Ed McCoy of Mount Airy Church had spoken with him in reference to the proposed improvements to the intersection on Route 26 at Mount Airy Church. Mr. Carwile continued by stating that Mr. McCoy, speaking for the members of Mount Airy Church, indicated that the Church wanted the State to take their entire acre of land or take none of their property.

Mr. Carwile continued by asking Mr. Austin if he could enlighten the Board on the proposed transportation trust fund allocation which is to be discussed October 14, 1993 in Lynchburg with Commissioner of Transportation, Ray Pethtel. Mr. Austin stated that he was not familiar with the trust fund allocation plan, but that he would be attending the meeting.

Mr. Jamerson thanked and excused Mr. Austin and called Monte Mays, Commissioner of Revenue.

Mr. Jamerson explained that Mr. Mays was coming before the Board to give information concerning the reassessment.

Mr. Mays began by explaining that past Boards of Supervisors had made the decision to go with a reassessment every six (6) years. He continued by explaining that the next reassessment would go into effect January 1, 1996. Mr. Mays explained that it would take 1-1/2 years to do the field work and then hearings must be held and the book finalized.

Mr. Mays said that Appomattox was growing at a rate of approximately 300 parcels per year and that there were approximately 8,500 parcels now. Mr. Mays estimated the reassessment would cost approximately $10.00 per parcel.

Mr. Jamerson asked if the Board normally advertised for this type of work. Mr. Mays didn't think that we had advertised in the past, we normally contact the firms that do this type of specialized work.

Mr. Lawson was asked to check into whether the Board would have to advertise for this work.

Mr. Jamerson asked if Mr. Lawson determined that we did not need to advertise, could Mrs. Ferguson contact the people that had contacted Mr. Mays and ask for a proposal.

Mr. Carwile made a motion seconded by Mr. Torrence that once Mr. Lawson has verified whether we need to advertise, then Mrs. Ferguson should proceed with contacting the names from Mr. Mays for bid proposals. VOTE: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Mays next brought up the matter of a telephone system for his office. He has received a bid proposal from GTE for $2,529.38. The system would include 2 lines, 1 power unit, 6 telephones, 1 surge protector, 1 wall bracket, and all wiring and jacks, with the ability to add another line and 2 additional telephones.

Mr. Jamerson asked Mr. Mays if he had received proposals from anyone else. Mr. Mays indicated that he had not.

Mr. Mays is going to request additional proposals and report back to the Board.

Mr. Mays next presented the Board with information requested concerning personal property tax on D.A.V.'s and P.O.W.'s. Mr. Mays indicated that by exempting these groups from personal property tax on one (1) vehicle would mean a revenue decrease of approximately $2,500.00. Mr. Mays also indicated that with the tax relief for the elderly the Board had set a ceiling of $200.00 and they may want to consider similar action in this instance.

Mr. Mays next requested permission for two (2) of his office personnel to attend a workshop held by Bright and Associates in Tennessee. Mr. Torrence made a motion seconded by Mr. Moore to approve two (2) people from the Commissioner of Revenue's office attend a computer workshop in Tennessee at a cost of $400.00 per person, plus meals, lodging and mileage. Vote: Mr. Jamerson, abstained; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Mays requested approval for convention expenses for the Commissioner of Revenue's Convention. Mrs. Beasley made a motion seconded by Mr. Carwile to approve expenses for Mr. Mays to attend the Commissioner of Revenue's convention. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Carwile asked Mr. Mays if the rate to assess homes and land was the same. Mr. Mays indicated that it was. Mr. Carwile continued by stating that he was aware that past Boards had put into effect reassessing property every six (6) years. Mr. Carwile stated that he understands that the, "Board of Supervisors may provide by resolution for annual or every two (2) years reassessment and for equalization by the Commissioner of Revenue if he or she agrees. The Board of Supervisors also may appoint a real estate appraiser if certified as a professional assessor by the Department of Taxation. This appraiser may serve in lieu of the Board of Assessors if appraisers make this assessment then the assessment is just transfered to the Commissioner of the Revenue. The person conducting the reassessment is authorized to sign the land books attesting to the value of the property in lieu of preparing a reassessment book". Mr. Carwile stated that this is in the Code Book. Mr. Carwile continued by stating that he felt that this method would be a simplier way of handling the reassessment and less cost to the tax payers.

Mr. Mays answered by explaining that this method would actually cost the tax payers more because if you went from six (6) year reassessment to every two (2) years you would be spending the $100,000.00 dollars for reassessment every two (2) years.

Mr. Carwile stated that he understood this but you have a 15 to 20 percent increase with assessment.

Mr. Mays answered that you would not have that percentage of increase in that short time. Mr. Mays continued by stating that you see the majority of increase in your last two (2) years of the six (6) year schedule.

Mr. Mays indicated that reassessment was nothing but fumbling with figures, the key is the tax rate.

Mr. Jamerson thanked and excused Mr. Mays and called Mr. Peterson, Solid Waste Administrator.

Mr. Peterson presented the Board with a hand out of gate activity for the month of September 1993.

Mr. Peterson continued by explaining that he is continuing to put garbage in Cell "I" and has covered a little less than 1/3 of the bottom of the cell.

Mr. Jamerson commented on the letter requesting a variance to continue to put garbage in Cell "I". He stated that the language of the letter was almost verbatum to what Jim Adams suggested be put in the letter.

Mr. Carwile questioned that with the extension that has been granted, was it necessary to request a variance?

Mr. Jamerson indicated that it was necessary in order to keep us in the 10 year rather than the 30 year requirements.

Mr. Carwile stated his concern over the cost per ton of disposing of garbage. Mr. Carwile felt that we could do better per ton if we took our garbage elsewhere for disposal.

Mr. Carwile asked Mr. Peterson if he was aware of regulations that went into effect on October 9, 1993 concerning the installation of expensive pollution prevention equipment. Mr. Carwile wondered if Mr. Peterson had any information of this subject.

Mr. Peterson indicated that what they were talking about were regulations contained in House Bill 1205.

Mr. Carwile shared with the Board that he had received information that Floyd and Smyth counties were shipping their trash to North Carolina; Washington, Buchannan, Tazewell and Russell counties are shipping their waste to Tennessee; Salem, Bath and Craig counties send theirs to Chambers in Amelia now, most recently, he understands, that Buckingham, Cumberland, Charlotte and Brunswick counties have signed contracts with Chambers in Amelia for an average of about $32.00 per ton. Mr. Carwile wanted the Board to know what our neighboring counties and counties all around us are doing. Mr. Carwile questioned Mr. Peterson that in the overall operation of Appomattox County landfill, what areas are waste possibly entering monetary streams and what can be done in the overall operation to enhance and make it more cost efficient. Mr. Carwile expressed that he did not expect an answer at this time, he just wanted Mr. Peterson to realize that he would be tracking cost to know what the operation is costing per ton and the taxpayers in the County. Mr. Carwile stated that he just wanted Mr. Peterson to be aware of what our neighboring counties are doing and the action they are taking.

Mr. Torrence stated that he would be interested in keeping up with how much of an increase these other counties will have to sustain when their contracts come up for renewal. Typically these companies start out with very low rates and then have hugh increases once they have your business.

Mr. Jamerson asked Mr. Peterson for a report on his appearance before the Senate Subcommittee on Recycling.

Mr. Peterson began by saying that it was interesting listening to reports from other localities on how they were meeting the recycling mandates. Mr. Peterson continued by stating that he felt the committee was pleased with his report and the manner in which Appomattox County is meeting the requirements for recycling. Most other localities are either contracting for their recycling or using business and industry programs to meet the mandates.

Mr. Jamerson thanked and excused Mr. Peterson and called on Ms. Sharon Harrup representing Southside Training Employment Placement Services, Inc. to appear before the Board.

Ms. Harrup began by commenting on the subcommittee meeting. She also attended with the Town of Farmville and indicated that we were in the minority explaining the positives of recycling.

Ms. Harrup asked to meet with the Board in order to thank them for their contribution and to share information on what STEPS is doing.

Ms. Harrup continued by telling the Board that STEPS serves a number of citizens from Appomattox County, including two students who are legally blind.

Ms. Harrup explained that STEPS has contracted with the Town of Farmville, Buckingham County, Prince Edward County and Charlotte County to help with their recycling. STEPS recycling program includes corrugated board, chip board, paper, glass, plastics and aluminum.

The other production area that STEPS is involved in is commercial grade aprons. This is a new program which will not only involve the participants in the STEPS program but will require additional personnel that can be obtained from the job market.

Ms. Harrup closed by extending an invitation to the Board to come and tour the STEPS facility to see first hand what the program is all about.

Mr. Carwile noted that the volume of recycling was indeed great and questioned the type of baler that was used by STEPS.

Ms. Harrup replied they used a Vertical baler. She went on to say that ideally she would like to have a horizontal baler but the cost was out of reach at this time.

Mr. Jamerson asked if there were any more questions for Ms. Harrup. Hearing none, he thanked and excused Ms. Harrup.

Mr. Jamerson recognized the next person on the agenda, Mr. Jeffery Marks, Animal Warden.

Mr. Marks began by explaining that he had addressed areas where the State inspection report indicated the need for attention and had made corrections or suggestions in order to come into compliance.

Discussion followed concerning the inspection report and the areas that need to be worked on.

Mr. Jamerson suggested that Mr. Marks get some prices on cat traps and present to Mrs. Ferguson prior to the next meeting.

Being nothing further for Mr. Marks, Mr. Jamerson thanked and excused Mr. Marks.

Mr. Jamerson recognized Supervisor Carwile who asked for time on the agenda.

Mr. Carwile began by referencing the Appomattox County School Board Student Conduct Policy Manual. Mr. Carwile stated that he was not attempting to be critical, but was concerned with how long the Code of Conduct has been in place and if it meets the needs of todays problems in our schools, on our buses and at school activities. Mr. Carwile referenced page 3 of 9 which listed corrective actions. Mr. Carwile feels that the language used in this document is mild. Mr. Carwile also feels that parents, students, etc. are not aware of this policy. Mr. Carwile continued by stating that he had taken it upon himself to get a Code of Conduct for Henrico County schools and have it distributed to the other members of the Board.

Mr. Carwile requested that the other Board members endorse and give their support by a vote of consensus to have Mrs. Ferguson put a cover letter of transmittal with the Henrico County Code of Student Conduct to Appomattox County School Board from the Board of Supervisors for their review, consideration and evaluation against our school code for redress and respectfully ask for reply on their actions.

Mr. Jamerson began by saying that he had read the Code of Conduct, but felt that the Board of Supervisors had enough problems of their own and that they had appointed a school board that is charged with this responsibility.

Mr. Carwile addressed Mr. Jamerson and stated that he recognized that the responsibility was with the School Board but that the School Board was appointed by the Board of Supervisors. Mr. Carwile continued by stating that he is only asking for a review of this policy. Mr.

Carwile questioned when this policy had been reviewed and how many years it has been in effect.

Mr. Lawson asked if he might address this subject. Mr. Lawson stated that he had served on the committee to review the High School Code of Conduct last year. He indicated that a copy of the updated policy manual was mailed to each parent.

After discussion no action was taken.

Mr. Carwile next stated that he was not completely satisfied with the minutes of May 21, 1993 and May 24, 1993, and he wanted to give notice for these minutes to be looked at again.

Mrs. Ferguson addressed this subject stating that in review of the minutes in question she believed the minutes of May 21, 1993 to actually be the meeting of May 24, 1993. Mrs. Ferguson did not believe that the Board met on May 21, 1993. After discussion the Board members agreed that they did not meet on May 21, 1993. Mrs. Ferguson was to review the minutes to see that all items concurred.

Mr. Jamerson introduced the first administrative item for discussion, a request from Robert E. Lee Soil and Water Conservation District for an additional allocation for FY94.

After discussion, Mr. Torrence made a motion to approve an additional allocation of $1,000.00 to Robert E. Lee & Soil and Water Conservation District. The motion died for lack of a second.

Mr. Jamerson next read a request from Mr. Peterson for a landfill bond appropriation to pay the following:

Hurt & Proffitt	$	7,923.38
Leases		2,660.00
		2,165.00
Purchase dump truck		6,500.00
Site Construction		5,650.00
W. W. Boxley Stone		252.17
Central Va. Lab		1,105.00
Farm & Home		14.03

Mrs. Beasley made a motion seconded by Mr. Moore to appropriate $26,269.58 from the landfill bond account, for the month of October, 1993. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye: Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Carwile raised the question as to how we were running in the Bond budget on engineering fees.

Mr. Jamerson stated that he was sure that Mr. Dickerson, with Hurt and Proffitt, would be glad to appear before the Board to answer any questions regarding engineering fees at the landfill. Mrs. Feguson was requested to contact Mr. Dickerson about attending the November meeting.

Mr. Jamerson next presented the lease renewal agreement with Central Virginia Area Agency on Aging for approval. Mr. Carwile made a motion seconded by Mr. Moore to renew the lease with Central Virginia Area Agency on Aging under the same terms and conditions as the previous lease. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Jamerson presented the Planning Commission recommendations for review.

93-205 - Donna Franklin - Conditional Zoning Permit to allow single wide mobile home installed on 2.35 acre lot. Property is zoned R-1 and is located on Route 654 between Route 24 and Route 736 approximately 400 feet from Route 24. Planning commission recommends disapproval. Mr. Carwile made a motion seconded by Mrs. Beasley to accept the planning commission recommendation to disapprove petition. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

93-206 - Tommy O'Brien for Clayton Bryant - Rezone property from A-1 to R-2 to allow subdividing parcel into building lots with 100 foot frontage. Property is located on Route 648 between Route 460 and Route 652. The Planning Commission recommends disapproval. Mrs. Beasley made the motion seconded by Mr. Moore to accept the Planning Commission recommendation to disapprove petition number 93-206. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

93-207 - Katherine L. Poole - Conditional Use Permit for printing shop to re-locate in Moore's Machine Company building on Route 460 between Route 703 and Route 647. Property is zoned M-1. The Planning Commission recommends approval. Mr. Carwile made a motion seconded by Mrs. Beasley to accept the recommendation from the Planning Commission to approve petition #93-207. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

93-208 - James W. Bondurant - Conditional Use Permit for sales and service of agriculture products. Property is zoned A-1 and is located on Route 607 between Route 670 and Route 698. The Planning Commission recommends approval. Mr. Carwile made a motion seconded by Mrs. Beasley to accept the Planning Commission recommendation to approve petition #93-208. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Jamerson read the next item for discussion, request for resolution on unfunded mandates. Mr. Carwile made a motion seconded by Mr. Moore to adopt the following resolution:

RESOLUTION ON UNFUNDED MANDATES

WHEREAS, according to the Joint Legislative Audit and Review Commission, Virginia's local governments are subject to 391 Federal and state mandates; and

WHEREAS, unfunded mandates on local governments have increased significantly in recent years; and

WHEREAS, federal and state mandates require cities, counties and towns to perform duties without consideration of local circumstances or capacity; and

WHEREAS, in some cases mandates require local governments to redirect their priorities, to meet federal and state objectives rather than community objectives; and

WHEREAS, excessive federal and state regulations on local governments impose harsh pressures on local budgets, often requiring increases in local taxes and fees, and/or reduced local services for residents; and

WHEREAS, federal and state mandates too often are inflexible, one-size-fits-all requirements that impose unrealistic time frames and specify procedures or facilities where less costly alternatives might be just as effective; and

WHEREAS, existing mandates impose harsh pressures on local budgets, often requiring increases in local taxes; and

WHEREAS, the cumulative impact of these legislative and regulatory actions directly affect the citizens of our cities, counties and towns; and

WHEREAS, the Virginia Municipal League, the Virginia Association of Counties and the Virginia School Boards Association are working with localities, school boards and organizations across the nation to begin a public education compaign to help citizens understand and then reduce the burden and inflexibility of unfunded mandates, beginning with a National Unfunded Mandates Day on October 27, 1993;

NOW THEREFORE BE IT RESOLVED THAT the County of Appomattox, endorses the efforts of the Virginia Municipal League, the Virginia Association of Counties and the Virginia School Boards Association and their national counterparts, and supports working with the national groups to fully inform our citizens about the impact of federal and state mandates on our governments and the pocketbooks of our citizens;

BE IT FURTHER RESOLVED THAT the County of Appomattox plans to redouble efforts to inform members of our Congressional and General Assembly delegations about the impact of federal and state mandates and plans to work with the delegations to reduce the burden of unfunded mandates on our citizens.

FINALLY BE IT RESOLVED, that the County of Appomattox proclaims October 27, 1993, to be "Unfunded Mandates Day in Appomattox", in observance of National Unfunded Mandates Day.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Jamerson explained that Mayor Spiggle requested he and one other Board member serve on a committee to review Cable T. V. Mrs. Beasley volunteered to serve on this committee.

Mr. Jamerson read a request from Dr. Thomas, Superintendent of Schools, for an appropriation from the Textbook Rental Fund. Mrs. Beasley made a motion seconded by Mr. Carwile to appropriate $68,009.48 from the Textbook Rental Fund for the month of October. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Jamerson referenced a letter from Dr. Thomas concerning the Middle School needs. Mr. Jamerson requested the Board set a date to meet to discuss the Middle School and Jail Projects. The Board by concensus agreed to meet on November 1, 1993 at 6:00 P.M. in the Board room.

Dr. Thomas has invited the Board members to tour the schools on October 22, 1993 and would like to know how many will be touring. Mr. Carwile and Mr. Torrence indicated they would be attending.

Mr. Jamerson continued by reading a request from the Department of Housing and Community Development for a resolution recognizing October as Affordable Housing Awareness month. Mrs. Beasley made a motion seconded by Mr. Carwile to adopt the following resolution:

RESOLUTION
of the Appomattox County Board of Supervisors

AFFORDABLE HOUSING AWARENESS MONTH

WHEREAS, decent, safe, and affordable housing is the cornerstone upon which our families and our communities are built; and

WHEREAS, substandard or deteriorating housing, inadequate plumbing, and overcrowding threaten the health and safety of Virginia's households and diminish the economic vitality of Virginia's communities; and

WHEREAS, those Virginians with special needs for accessibility or supportive services have additional difficulty finding adequate affordable housing; and

WHEREAS, the dream of decent affordable housing will only become a reality through the leadership and partnership of state and local governments, businesses and civic organizations;

THEREFORE BE IT RESOLVED, that the Appomattox County Board of Supervisors recognizes the month of October, 1993, as AFFORDABLE HOUSING AWARENESS MONTH.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Jamerson next brought up the function of the Community Center Board of Directors for discussion.

Mr. Carwile began by stating that after the Community Center Board of Directors reviewed the definitions of the various Boards from the Code of Virginia, they had a much better understanding as to the reason they only had certain responsibilities. Mr. Carwile expressed that some of the members had felt that previous Boards had limited their authority, but after reading the excerpt from the Code of Virginia they understood the reasoning behind the Boards actions.

Mr. Jamerson next brought up for discussion whether the Board wished to go out for bids on the liability and auto insurance for next year. After discussion, Mrs. Beasley made a motion seconded by Mr. Moore to continue our insurance coverage for another year with Cabell Insurance. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Jamerson presented a request from Ms. Smith, Registrar, for approval to attend the VRAV Annual meeting. Mrs. Beasley made a motion seconded by Mr. Carwile to approve for the Registrar to attend the VRAV Annual meeting. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Next, Mr. Jamerson read a request for two (2) members of the Planning Commission to attend the Certification Course at VPI-SU. After discussion and considering that this is included in the Planning Commission's budget, no action was necessary.

Mr. Jamerson next presented the Board with an offer from Kellerco to make a presentation to the Planning Commission and Board of Supervisors on technical support for highway planning. After discussion, the Board by consensus, declined this offer.

A request from New York Life to offer a supplemental group retirement program to county employees was discussed. After discussion, the Board by consensus agreed that the County had sufficient programs to enhance employee benefits.

Mr. Jamerson next brought up the question of additional parking for the Courthouse Complex. Mr. Steve Lawson may have property to lease beside the Sheriff's Department that could be used to help solve our present parking problems. After a lengthy discussion, the Board by consensus agreed to defer this matter for further study.

Mr. Jamerson introduced the next item for discussion which is the filling of the County Administrator's position.

Mr. Torrence made a motion seconded by Mrs. Beasley to hire Aileen T. Ferguson, Interim County Administrator, as County Administrator at a salary of $30,000.00 per year.

Mr. Carwile addressed the Chairman and objected to the motion and requested that he be allowed to state his views on the matter.

Mr. Jamerson recognized Mr. Carwile.

Mr. Carwile began by stating that the Constitution contains fundamental gaurantees protecting freedom of the press and right of the people to partition the government for the redress of grievances.

Mr. Carwile continued by saying that Mr. Jamerson had mentioned that the Constitutional Officers had given support to this. Mr. Carwile commented that one constitutional officer did not sign the petition.

Mr. Lawson spoke and said that the Constitutional Officer that did not sign the petition was out of Town at the time, but had since signed the petition. A copy is in Mr. Lawson's files.

Mr. Carwile stated that he had no personal vendetta nor objection to Mrs. Ferguson. Mrs. Ferguson "had stepped in when she was needed without hesitation, but the position of the County Administrator, in all fairness to the County and the people, should be advertised for the people of this County. They expect fairness and good judgement from us and not to consider their qualifications is closed minded and not heard of for a job like this. We owe it to the people of this County and to everybody qualified, an opportunity to apply for and have a fair, unbiased review. Stop and think how many people in this County is unemployed, looking for a job. I feel that it would not be fair and just by the people and we will have to answer to this, further I want to take it - The chief administrator for the County, the appointment must be made on the basis of merit only. I am reading from the manual. In general the law anticipates that the candidate should be a professional manager and should have a through knowledge of modern principles of public administration and management techniques as well as the ability to plan and coordinate the many functions of County government. A bachlors or master's degree in public administration, political science, business administration, or a related field and some responsible experience in local government are basic requirements in most counties. I leave that with you that I do object to it on what I have stated. Mr. Chairman, from the chair, I can be voted down or I can be accepted and Dennis you being a parlimentary teacher at one time, I know that you know where I'm coming from. But I plead with this Board that even though it is not illegal to not advertise, it should be done".

Mr. Jamerson called for those in favor of Mr. Carwile's consideration. Vote: Mr. Jamerson, nay; Mrs. Beasley, nay; Mr. Moore, aye; Mr. Torrence, nay.

Mr. Jamerson presented a request from VFW Post 9835 to waive the fee for use of the Community Center. Mr. Carwile made a motion, seconded by Mrs. Beasley, to stay with the present policy. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

The next item on the agenda for consideration was the exemption of D.A.V.'s, P.O.W.'s and M.I.A.'s from paying county fees. Mr. Carwile addressed this issue and stated that there are possibly one (1) or two (2) families in the county who have family members who are M.I.A.'s. He referred to the D.A.V.'s and M.I.A.'s [illegible] brought to the Board several months ago, I felt like the County was long overdue in recognizing these veterans in our County and it seems like that. It hasn't been easy to get an exact count, that way, before I received the information tonight, I would like to ask the Board to support me, for record in a modest way, in recognizing these Veterans that qualify and display, on their license plates D.A.V. for P.O.W. and to give the mother or father of a M.I.A. veteran a free Appomattox County decal.

Mr. Torrence asked if Mr. Carwile was making his statements in the form of a motion. Mr. Carwile indicated that he was. Mr. Torrence seconded the motion.

After discussion, Mr. Carwile amended his motion to D.A.V.'s and P.O.W.'s only. Mr. Torrence seconded the amended motion. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Jamerson presented a joint grant application with the Counties of Amelia, Buckingham, Cumberland, Dinwiddie, Nottoway and Prince Edward and the City of Petersburg to advertise promoting the historic and natural resources along the Route of Lee's Retreat. After discussion Mr. Torrence made a motion seconded by Mr. Carwile to participate in the grant applications with matching funds of $2,000.00. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Jamerson next presented a request from Mayor Spiggle that the County pass a resolution to celebrate Halloween on Saturday, October 30, 1993. Mr. Carwile made a motion seconded by Mr. Torrence that the Board adopt the following resolution:

WHEREAS, the Appomattox County Board of Supervisors recognizes that Halloween falls on Sunday, October 31, 1993, and

WHEREAS, in order to serve the public interest and ensure public safety and

WHEREAS, the Board of Supervisors has taken into consideration what is in the best interest of the school children in the County,

NOW THEREFORE BE IT RESOLVED, by the Board of Supervisors of Appomattox

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Mr. Jamerson then called for a second on Mr. Torrence's original motion, Mrs. Beasley seconded. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, nay; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson brought up minutes of previous meetings for approval. After discussion, Mr. Carwile made a motion seconded by Mrs. Beasley to approve the minutes of public hearing of June 28, 1993; the recessed meeting of June 28, 1993; the public hearing of July 12, 1993; the regular meeting of July 12, 1993; public hearing of August 3, 1993; recessed meeting of August 3, 1993; the regular meeting of August 9, 1993; recessed meeting of August 19, 1993; work session of August 25, 1993; public hearing of September 7, 1993 at 7:00 P.M.; public hearing of September 7, 1993 at 7:30 P.M.; regular meeting of September 13, 1993; and the special meeting of September 17, 1993. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Torrence, aye.

Mr. Jamerson next read a request for an appropriation from Sheriff Richardson from the Asset Seizure/Forfeiture Account. Mr. Torrence made a motion seconded by Mr. Moore to approve an appropriation of $450.00 from the Asset/Seizure/Forfeiture Account for the month of October 1993. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Jamerson presented the bill from Craddock-Cunningham Architectural Partners for the jail study for approval. Mr. Carwile made a motion seconded by Mrs. Beasley to pay Craddock-Cunningham Architectural Partners, $5,057.86 for jail study. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Jamerson brought up the next item for discussion, an appointment to the Air Pollution Control Committee. After discussion the Board by consensus agreed to discuss this appointment at a later meeting.

Mr. Jamerson presented an offer from Mrs. Lee to pay $100.00 towards the cost of trimming the pecan tree located on County property behind her house. After discussion, no action was taken.

Mr. Jamerson informed the Board that the new County Code books have arrived. Along with the code books we received zoning pamphlets for sale to anyone requesting one. At the present time we charge $5.00 for copies of the zoning ordinance, the new pamphlets cost us $6.55. Mrs. Beasley made a motion seconded by Mr. Carwile to charge a $10.00 fee for the new zoning pamphlets. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Jamerson presented a request from Mrs. Carolyn Lawson, Office on Youth, to trade her old copy machine in on a new leased copier. Mr. Carwile made a motion seconded by Mrs. Beasley to allow Mrs. Lawson to trade her old copier in on a new leased copier. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Jamerson then called for a second to vote on Mr. Torrence's orginial motion, Mrs. Beasley seconded. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, nay; Mr. Moore, aye; Mr. Torrence, aye.

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Mr. Carwile addressed this issue and stated that there are possibly one (1) or two (2) families in the county who have family members who are M.I.A.'s "Reference to the D.A.V.'s and P.O.W.'s and M.I.A.'s that I brought to the Board several months ago, I felt like the County was long overdue in recognizing these veterans in our County and it seems like that Aileen hasn't been able to get an exact count, that was before I received the information tonight, I would like to ask the Board to support me, for record in a modest way, in recognizing these veterans that qualify and display, on their license plates D.A.V. or P.O.W. and to give the mother or father of a M.I.A. veteran a free Appomattox County decal.

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After discussion, Mr. Carwile amended his motion to D.A.V.'s and P.O.W.'s only. Mr. Torrence seconded the amended motion. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

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WHEREAS, the Board of Supervisors has taken into consideration what is in the best interest of the school children in the County,

NOW THEREFORE BE IT RESOLVED, by the Board of Supervisors of Appomattox

County that Halloween will be observed on Saturday, October 30, 1993 in Appomattox County.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

At 10:30 P.M. Mr. Torrence made a motion to adjourn until November 1, 1993 at 6:00 P.M. Seconded by Mrs. Beasley. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Chairman

A work session was held by the Appomattox County Board of Supervisors, November 1, 1993 at 6:00 P.M. in the Board's Meeting room, Courthouse Square, North Court Street, Appomattox, Virginia.

Mr. Jamerson opened the work session by explaining to those present that this was a work session being held for the purpose of discussing budgeting for the proposed jail addition and the proposed Middle School. Mr. Jamerson continued by welcoming those present and explained that this is not a meeting to receive public comment. Mr. Jamerson recognized Dr. Thomas, Superintendent of Schools and Dr. Poe, Chairman, School Board, and told the other Board of Supervisor members that if they would like to ask any questions of Dr. Thomas or Dr. Poe that would be permissible.

Mr. Torrence addressed Dr. Thomas, saying that he understood with the additions as proposed, to the Middle School, a portion of the present football field and baseball field would be used. Mr. Torrence questioned where the students would have physical education.

Dr. Thomas stated that if you look at the State guidelines we don't have enough area at the present time, but we are grandfathered in.

Mr. Carwile stated that he understood that the problem of space was being created by moving the sixth grade up.

Dr. Thomas replied that this was not all of the problem. He continued by saying that the ideal plan, for grouping and educating children, was putting the 6th, 7th and 8th grades in one facility. Also, Dr. Thomas stated that the projections from now until the year 2000 indicated a continous increase in student population.

Mr. Carwile said that he would like to take this one step further, and ask if modular units would suffice for the Elementary School during the transition period, anywhere from two (2) to five (5) years. Mr. Carwile continued by saying that this is where he understood the surge was going to be.

Dr. Thomas answered that he did not feel that this was what the Board really wanted to do.

Mr. Jamerson stated that he had some information that he would like to put on the table for the Board to consider, prior to further discussion.

Mr. Jamerson told Dr. Thomas and Dr. Poe that he did not feel that the Board would make a decision at this meeting but hoped that all possibilities would be discussed.

Mr. Jamerson presented the Board members with a handout and addressed the Board saying that he had given a lot of thought, since this issue had come up, as to what the County could afford to fund. Mr. Jamerson then directed the other Board members to the handout. (Handout is on file in the Board file for November, 1993.)

After reviewing his projections with the other Board members, Mr. Jamerson explained that he had met with the County Administrator, Treasurer, Commissioner of Revenue, Clerk to Circuit Court and the Commonwealth Attorney to review his figures. The Commissioner of Revenue indicated that the tax revenue projections could be a little low but were safe to work with.

After explanation, Mr. Jamerson proposed putting a ceiling on the amount to be spent for jail renovation at $300,000.00 Mr. Jamerson figured a debt service payment of $25,791.00 per year on a twenty year loan at 6% interest.

Mr. Carwile discussed with the Board that he felt by using the newly established capital improvements account and considering the twice a year tax collection, the County could pay for this addition in one year. Mr. Carwile feels that the jail should be priority number one (1). Mr. Carwile feels that citizens would make private donations to help with this project.

Mr. Jamerson said that he has seen past Boards spend the surplus and then have to borrow to cover operating expenses. He continued by saying that he is not in favor of proceeding in this direction.

Discussion followed concerning needed space in the jail and the direction to take to pay for this project.

Mr. Jamerson next shared with the Board his proposal for the Middle School project. Mr. Jamerson said that his first proposal would involve athletics and renovation to the arts building.

Mr. Jamerson explained that the ACTIONS group had approached the School Board in October of 1992 with a plan for a new athletic facility that would cost approximately 1 million and seventeen thousand dollars. At that time the group felt they could raise 30% of the cost from private funds. Mr. Jamerson feels that at least 25% of these private funds are still available. With this in mind, Mr. Jamerson proposes authorizing the School Board to borrow $1,000.000.00 to be used to complete the second floor in the arts building and to build the athletic complex.

Mr. Jamerson proposed addition and renovation of the present Middle School with a cost figure of $3,568,000.00 with an annual debt service payment of $275,000.00 beginning in 1996. This is figured at 6% interest over a twenty (20) year period.

Discussion followed concerning the present debt service for schools. Mrs. Ferguson was asked to prepare a schedule of debt service payments for the November 8, regular meeting.

After other discussion, Mr. Carwile made a motion seconded by Mr. Torrence to adjourn. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Chairman

A joint meeting and Public Hearing of the Appomattox County Board of Supervisors and the Appomattox County Planning Commission was held on November 3, 1993 at 7:30 P.M. in the Courthouse, Courthouse Square, Appomattox, Virginia.

Board Members Present:
- Mr. William E. Jamerson, Courthouse District
- Mrs. Nina Beasley, Falling River District
- Mr. Frank H. Carwile, Wreck Island District
- Mr. Russell H. Moore, Piney Mountain District
- Mr. Dennis W. Torrence, Appomattox River District

Planning Commission Members Present:
- R. W. "Bobby" Mitchell
- Deborah Chernault
- Al Sears
- David Bailey
- Russell Moore
- Wayne Lewis

Planning Commission Members Absent:
- Charles Smith
- Calvin Tanner
- Claude A. Moore
- Phillip Mobley

Also Present: W. M. Caldwell, Clerk, Planning Commission
Aileen T. Ferguson, County Administrator

Mr. Jamerson, presiding, called the meeting to order at 7:30 P.M., stated the purpose of the hearing and explained the procedure to be followed.

Mr. Jamerson then asked Mr. Caldwell to read the first petition to be considered. Mr. Caldwell read petition #93-209 of Barbara L. Mullins asking for a Conditional Use Permit for single family dwelling and computer service store within same building. Property is zoned A-1 and is located on Route 627 between Route 616 and Route 631.

Mr. Jamerson asked to hear from anyone concerning this petition. Hearing no response, Mr. Jamerson asked Mr. Cardwell to read the next petition.

Mr. Caldwell read petition #93-210 of Eugene and Barbara Coyle asking for Conditional Zoning and Conditional Use Permit to allow existing dwelling unit be used for Tourist Home. Property is zoned A-1 and is located on Route 631 between Route 662 and Route 634.

Mr. Jamerson asked to hear from anyone in favor of or opposed to the petition. Hearing no response, Mr. Jamerson declared the public hearing closed at 7:35 P.M.

Chairman

The regular scheduled monthly meeting of the Appomattox County Board of Supervisors was held in the Board's meeting room, Courthouse Square, Appomattox, Virginia, Monday, November 8, 1993.

Present: Mr. W. E. (Bill) Jamerson, Courthouse District
Mrs. Nina B. Beasley, Falling River District
Mr. Frank H. Carwile, Wreck Island District
Mr. Russell H. Moore, Piney Mountain District
Mr. Dennis W. Torrence, Appomattox River District

Also Present: T. W. Lawson, County Attorney
Aileen T. Ferguson, County Administrator

Mr. Jamerson, presiding, called the meeting to order at 7:00 P.M. and asked Mr. Torrence to give the invocation.

Mr. Jamerson then called Ms. Sandra Lindsey, Resident Engineer, Virginia Department of Transportation, to appear before the Board.

Ms. Lindsey began by confirming the date for the public hearing on the Six Year Plan as December 13, 1993 at 6:00 P.M. Ms. Lindsey explained that Mr. Austin had planned to have the draft plan ready to be passed out for the Board's review at this meeting, but due to computer problems, was unable to have the draft ready. Ms. Lindsey asked the Board to schedule a work session on the Six Year Plan. After duscussion, the Board set November 22, 1993 at 3:00 P.M. for this work session at the Appomattox Residency Office.

Ms. Lindsey reported to Mr. Carwile on the Route 608 complaint from the October meeting. Mr. Austin has not corrected the problem but intends to groove the problem area within the next two weeks.

Ms. Lindsey informed the Board that Mr. Ramey wished to talk with the Board concerning the Route 26 project. She will notify Mrs. Ferguson if Mr. Ramey wishes time on the agenda in December.

Ms. Beasley asked Ms. Lindsey if she has received any word concerning the road into the Route 604 transfer site.

Ms. Lindsey stated that she should know something definite by Thursday, but saw no problem.

Mr. Moore informed the Board that he has contacted the property owners on Route 656 that live out of state concerning the right-of-way and they still refuse to sign.

Ms. Lindsey told the Board that Virginia Department of Transportation would look at constructing the project up to this point.

Mr. Torrence asked Ms. Lindsey if Virginia Department of Transportation could condemn this property.

Ms. Lindsey answered that Virginia Department of Transportation could not but the Board could condemn this property.

The Board asked Mr. Lawson, County Attorney, to check into what's necessary for condemnation of property for road improvements.

Mr. Jamerson thanked and excused Ms. Lindsey and called Mr. Tommy Lawson, County Attorney to appear before the Board.

Mr. Lawson began by explaining that he wished to discuss a lawsuit against Appomattox County along with several other counties brought by Norfolk/Southern Railway concerning tax assessment. Mr. Lawson reminded the Board that he discussed this with them approximately a year ago but was not prepared at that time to offer a solution. Recently, Mr. Lawson was contacted by Norfolk/Southern concerning reimbursement of the taxes that were overpaid in 1988 and 1989. After researching this matter, Mr. Lawson feels that the County should make arrangements to reimburse these monies. After discussion, Mr. Carwile made a motion seconded by Mr. Torrence to allow Mr. Lawson to try to negotiate reimbursement for one-half to be paid in July 1994 and one-half in July 1995. If this is not agreeable with Norfolk/Southern, Mr. Lawson is to suggest one-half payback in July 1994 and one-half in January 1995. VOTE: Mr. Jamerson, aye; Ms. Beasley, aye; Mr. Carwile, aye, Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Lawson next presented information requested by the Board concerning property owned by Mr. Steve Lawson adjacent to the jail. Mr. Lawson says that the County could lease a 50' x 150' parcel for $120.00 to $125.00 per month, to use for parking, if they so wished.

Mr. Jamerson asked to defer this matter until later in the meeting when the Board discussed parking at the Courthouse. All agreed.

Mr. Jamerson asked Mr. Lawson if he could give information on the cable T.V. franchise that serves the Pamplin area.

Mr. Lawson began by stating that M.A.T.E.S. had brought him a check today for Pamplin's part of the profits. Mr. Lawson is continuing to work with this company to obtain the County's portion of the profit, as required in our franchise agreement.

Being nothing further for Mr. Lawson, Mr. Jamerson thanked and excused Mr. Lawson and recognized Supervisor Carwile, who requested a place on the agenda.

Mr. Carwile began by stating that he wanted to bring the Board up to date on the status of the Community Center Board of Directors, of which he is a member. Mr. Carwile continued that the Community Center Board understands their position as an Advisory Board to the Board of Supervisors. Mr. Carwile stated that he would like for the Board to know what the Community Center Board is doing and what their on going plans are. Mr. Carwile said that the Community Center Board of Directors, after understanding that they are an Advisory Board, have put in place that January 1, 1994 they would go to a quarterly meeting. Mr. Carwile, added that the Community Center Board of Directors wanted to do more than what they are presently doing. Mr. Carwile suggested that possibly the Community Center Board could hold fund raising events at the Community Center to raise funds to improve the Center and possibly purchase chairs, tables, etc. Mr. Carwile asked the Board if they raised funds could they be allowed to have these funds in a separate account without going through the Treasurer. They would like to create an account and be able to spend the funds in healthy things.

Mr. Jamerson stated that he was aware of how much the Community Center was being used and that he had a lot of confidence in the Community Center Board. He questioned what the Board of Supervisors could allow and be within legal limits. Mr. Jamerson asked Mr. Lawson, County Attorney, for his opinion.

Mr. Lawson thought that since the Community Center Board of Directors is appointed by the County Board of Supervisors the County would be accountable for any funds that were raised. Mr. Lawson felt that all money would have to be deposited with the Treasurer and appropriated by the Board. Mr. Lawson advised that these funds would need to be audited like any other county funds.

Mr. Moore asked if this money could go to the Treasurer to be deposited in a special account.

After discussion, Mr. Torrence made a motion seconded by Mrs. Beasley to allow the Community Center Board of Directors to have fund raisers and the funds be deposited in a special account, with the Treasurer, to be spent at the Community Center Board's discretion.

Mr. Torrence amended his motion to add that the checks would be signed like any County check. VOTE: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Moore, aye; Mr. Carwile, aye; and Mr. Torrence, aye.

Mr. Jamerson explained that the Board was running a little ahead of schedule and that the ACTIONS Committee was in another meeting until 8:00 P.M. He suggested that they begin consideration of the Administrative items.

With the agreement of the other Board members Mr. Jamerson read the first item for discussion, engineering information from Hurt and Proffitt.

Mr. Carwile stated that he feels Mr. Dickerson has given the Board a through breakdown of the engineering fees at the landfill. Mr. Carwile stated that his concern was that the engineering fees have exceeded projections in the 10 year development plan. Mr. Carwile continued by stating that Mr. Dickerson's figures had substantiated his suspicions and that it appears that the actual figures exceed projections by $62,400.00 at this point. Mr. Carwile pointed out that the ten (10) year plan carries the County through 1996 and we are only in 1993, which leaves another unpaid projection of $22,500.00. Mr. Carwile said that Mr. Dickerson has given explanation that other things were involved that were not included in the ten (10) year projection.

Mr. Jamerson said that he agreed with Mr. Carwile's assessment that the County has overspent the projected engineering fees, but that in the overall projections we were considerably under.

Mr. Carwile stated that he was just interested in being brought up to date on this matter and he assumes that looking at the projections from 1994 to 1996, $22,500.00 is still going to be necessary to be spent.

Mr. Jamerson answered that he would anticipate that there are still expenses to be incurred. He mentioned the closure, monitoring wells, etc.

Mr. Jamerson introduced the next item for discussion, parking at the Courthouse. Mr. Jamerson explained that Mr. Abernathy had suggested having a light pole moved and a tree removed, along the wall next to the Sheriff's Department. If this were done and one-way traffic be allowed through the alley, we could pick up a number of parking spaces next to the brick wall.

Mr. Jamerson said that he has spoken to a representative of Virginia Power and the estimate for moving the pole would not exceed $750.00. Mr. Jamerson suggested, if the other Board members were in agreement, that Mr. Abernathy look into the cost of preparing this area for parking and report back to the Board.

Mr. Torrence made a motion seconded by Mr. Carwile to have Mr. Abernathy research the cost of preparing the area along the brick wall for parking and report to the Board at the December meeting. Vote:

Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Jamerson introduced the next item on the agenda, installing a glass door on the front of the Courthouse. After discussion Mrs. Ferguson was asked to gather more information on this and bring back to the Board.

The next item brought before the Board was committee appointments. Mr. Torrence made a motion seconded by Mrs. Beasley to appoint Ms. Gina Hamlett and Ms. Michelle Clark to serve a one year term on the Appomattox County Youth Services Commission. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Next, the appointment to the Central Virginia Area Agency on Aging Advisory Board was discussed. Mr. "Red" Coleman was appointed at the September meeting but declined the appointment. After discussion of possible appointees, Mrs. Beasley made a motion, seconded by Mr. Torrence to appoint Mr. William S. "Bill" Slagle to fill Appomattox County's vacant position on the Central Virginia Area Agency on Aging Advisory Committee. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

The appointment of an Emergency Services Director was discussed. Mr. Jack Rohle with the Department of Emergency Services requested that this position be filled by a Board of Supervisors member. After discussion, the Board by consensus deferred this appointment until the January 1994 organizational meeting.

Mrs. Ferguson presented information on Juvenile Detention Facilities. No action was necessary.

Mr. Jamerson next recognized the members of the ACTIONS committee and called Mr. Fred Kruschwitz, spokesman for the group, to appear before the Board.

Mr. Kruschwitz displayed a layout of the proposed athletic complex for the High School and began by explaining that the ACTIONS committee was formed approximately a year and a half ago to try to do something to get a stadium going. The committee is composed of approximately two (2) dozen citizens. The committee began by surveying the tract of land, did topographic survey, met with coaches as to the needs and then met with FFA Alumni who donated a parcel of property to this project. Mr. Kruschwitz and the ACTIONS committee had hoped to raise the needed funds from private donations and donated work but it was more than the committee felt they could handle. Mr. Kruschwitz went into considerable detail concerning the proposed athletic facilities, giving approximate cost, discussing parking, fencing, etc.

After discussion, questions and comments, Mr. Kruschwitz presented a petition of support to build a new athletic complex signed by the members of the ACTIONS committee. (The document is on file in the November 1993 Board file.)

Being nothing further for Mr. Kruschwitz, Mr. Jamerson thanked and excused him.

Mr. Jamerson stated that he would like to see the Board take some action while the ACTIONS committee was in the meeting. He continued by saying that this item has been before the Board before and that the Board has received enough information, had an opportunity to ask questions and Mr. Jamerson feels that the School Board should be given a decision on which direction to proceed. Mr. Jamerson asked if the members wanted to take action at this time.

Mr. Torrence began by saying that he felt that the Board was at a point that they needed to make some decision on the basic direction for the School Board to proceed. Mr. Torrence continued by stating that he was prepared with a proposal that he would like to present.

Mr. Torrence stated that he would like to preface his proposal with a few comments. Mr. Torrence continued that his first choice would be to build a new middle school. However, upon looking at the projected income for the County, and the debt service for the next twenty (20) years, he did not feel that the County could afford a new facility. Mr. Torrence stated that his proposal would give something to every area of need. His proposal will address the immediate need of classrooms at the Elementary School and the Middle School, which needs to be taken care of now. Mr. Torrence feels that the Board should be able to handle the proposal that he will present without raising the real estate tax rate. Mr. Torrence continued by saying that all needs that he has addressed in his proposal are needs that sooner or later will have to be taken care of, including an athletic complex. Mr. Torrence said that an area that he would also address, concerning the sports complex, was that there is a quarter of a million dollars that people are willing to donate and his proposal would put some strings on what the Board would be willing to spend. Mr. Torrence would like the other Board members to keep in mind that the County has not spent any money on athletic facilities for the past twenty (20) years. Mr. Torrence stated that his proposal would not create such an additional debt load, over the next twenty (20) years, that the County would not be able to meet it's reasonable debts, nor give raises to it's employees. Mr. Torrence continued by saying that he recognized there were varying attitudes throughout the County concerning what should be done with the Middle School situation. Mr. Torrence feels that it is up to the Board to make the wisest decision for all the people that they represent.

Having considered the information presented, Mr. Torrence made a motion, recommending renovation of and addition to the present Middle School, rather than construction of a new Middle School.

Mr. Jamerson called for a second to the motion. Mrs. Beasley seconded the motion. Mr. Jamerson asked for discussion.

Mr. Carwile asked for clarification on the motion, asking Mr. Torrence to restate the motion.

Mr. Torrence said that the motion was basically what was discussed in the work session Monday night. He felt that the Board needs to make a decision to clarify for the School Board whether we will build a new school or renovate the existing facility.

Mr. Carwile questioned how Mr. Torrence planned to do this without attaching a figure to his motion.
Mr. Torrence said that he does have some figures which he intends to include in another motion, his main objective with this motion was to establish renovation and addition, versus new construction.

Mr. Moore stated that he has talked with many people in his area and none he spoke with wanted the athletic facility tied in with the School proposal. Mr. Moore continued by saying if the school and athletic complex were tied together he was going to have a problem with the motion.

Mr. Carwile stated that he would like to remind the other Board members that on September 23, 1993 in a letter from Jack Thomas, Superintendent of Schools that renovation is needed but that it is not the best choice. Mr. Carwile continued by reminding the Board that the grounds do not meet the State minimum requirements for middle schools and the addition of a new wing, parking lot and the bus loading area will lessen an already inadequate site. Mr. Carwile said that in his letter Dr. Thomas went on to say that maintenance is done constantly to keep the building "coat hangered" together.

Mr. Torrence then presented the second part to his motion. That the Board appropriate the following funds for Middle School facility construction: (Mr. Torrence stated that he was presenting this proposal as a package.)

- a) 3-1/4 million dollars for renovation and addition to the middle school, for the 95-96 school year,to be financed for a period of 20 years, with the first debt service payment made in 1996.
- b) 1 million dollars 1994-1995 with the following breakdown:
  - 1) $300,000.00 for two (2) mobile units to be used at the Elementary School and the completion of four (4) to five (5) classrooms on the second level of the arts building at the middle school.
  - 2) $700,000.00 for an athletic complex, contingent on the citizen action group raising $250,000.00

Mr. Torrence continued by saying that these were figures that the Board had looked at on Monday night, at the work session, and with the debt service for a 20 year period. Mr. Torrence said that this is the proposal that he will make and he feels that it should be made as one (1) complete proposal. Mr. Torrence said that after the vote on the first motion, he would be making a second motion using the figures that he has just presented.

Mr. Carwile questioned Mr. Torrence as to the total of his proposal.

Mr. Torrence gave a total cost figure of 4-1/4 million dollars. One (1) million now and 3-1/4 million dollars, with the first debt service payment on the 3-1/4 million dollars coming in 1996.

Mr. Carwile questioned that Mr. Torrence was saying 4-1/4 million dollars but $700,000.00 of that was for the athletic complex.

Mr. Torrence explained that the $700,000.00 was part of the One (1) million dollars proposed for 1994-1995.

Mr. Jamerson asked if anyone else had any questions concerning this proposal.

Mr. Moore questioned that $700,000.00 had been included for the athletic complex, ahead of the education facility.

Mr. Torrence asked Dr. Thomas, if the Board put everything in place for a new school or renovation today, could Dr. Thomas give a possible date to begin construction.

Dr. Thomas said that it would be March 1994 at the earliest before we could obtain a loan and at least a year to construct.

Mr. Carwile asked Dr. Thomas if the VPSA loans weren't available twice a year, Spring and Fall, and if the Board approved for the School Board to get these funds, the County would be paying on the loan whether we were able to begin construction at that time or not.

Dr. Thomas acknowledged that this was true.

Mr. Jamerson questioned Mr. Carwile on what money we have that we are not using.

Mr. Carwile explained that if the Board passed this proposal and authorized the School Board to borrow this money, these funds would be setting until 1996.

Mr. Jamerson explained that the Board would not be authorizing money for debt service until 1996, therefore, the School Board would not make their loan until 1996.

Mr. Carwile stated that this is what he wanted to bring out. He does not understand why the Board would take action now when nothing can be done right now. Mr. Carwile favors delaying all action until a later date.

Mr. Jamerson answered that the private sector was prepared now to begin with the athletic complex.

Mr. Carwile said that this was what he wanted brought before the Board.

Mr. Jamerson stated that he didn't feel that anyone was trying to avoid that issue, it had been obvious since the discussion started.

Mr. Carwile continued by saying that he could appreciate the athletic complex and the fact that the private sector was willing to participate, but he felt strongly that this issue should stand on its own merits as a separate motion. He stated that he could also see, that with the present proposal, the athletic facility would come first with the other coming much later. Mr. Carwile also questioned how the 3-1/4 million dollar figure could be established when no plans had been drawn.

Mr. Torrence answered that someone had to establish how much money could be spent and that the Board of Supervisors were the ones to do that.

Mr. Carwile stated that he was concerned that the motion would hinder, if not stop, the possibility of a new school. Mr. Carwile continued saying that the School Board and the Superintendent of Schools had made it plain that a new school is the route to take. The Superintendent has given information that the present facility is being "coat hangered together", and that the grounds are not adequate, and with the new addition the situations would only be made worse. Mr. Carwile has a problem with proceeding in this direction. Mr. Carwile would rather consider a new facility than see the Board jeopardize this with additional debt service for renovations.

Mr. Jamerson stated that the Board had been told at previous sessions, the Middle School would be grandfathered in as far as the grounds area required for each student. Mr. Jamerson continued by saying that he felt the Board should make the decision on a new facility or addition and renovation to existing facility. Mr. Jamerson said that he has spent a lot of time researching how to pay for the construction and that no one had shown him any figures on how the County could fund a new school facility. Mr. Jamerson then called for a vote on Mr. Torrence's original motion. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, nay; Mr. Moore, abstained; and Mr. Torrence, aye.

Mr. Torrence made a second motion to approve the following funding:

1) 3-1/4 million dollars for addition and renovation to the Middle School for 1995-1996, with the first debt service payment in 1996.
2) 1 million dollars in 1994-1995 with the following break-down:
    (a) $300,000.00 for two (2) mobile units at the Elementary School and completion of four (4) to five (5) classrooms on the second level of the old auditorium (fine arts building).
    (b) $700,000.00 for an athletic complex, contingent on the private sector contributing $250,000.00.

Motion seconded by Mrs. Beasley. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye: Mr. Carwile, nay; Mr. Moore aye; and Mr. Torrence, aye.

Mr. Jamerson then thanked the ACTIONS Committee for coming and returned to the administrative items on the agenda.

Mr. Jamerson presented a request from Judge Lawson to have the Lynchburg line reconnected.

Mrs. Beasley made a motion seconded by Mr. Moore to have a Lynchburg telephone line installed for use in the County Administrator's Office and Juvenile and Domestic Relations Court. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Moore, aye; Mr. Carwile, aye; and Mr. Torrence, aye.

Mr. Jamerson addressed line item transfer requests from the County Administrator. After discussion, Mrs. Beasley made a motion seconded by Mr. Torrence to approve the following line item transfers:

Delete: $ 9,993.20 from 8104-1001-Zoning & Subdivision Salary
35.05 from 8401-1003-Zoning & Subdivision Part-time Salaries
1,055.00 from 8104-2001-Zoning & Subdivision FICA
1,036.00 from 8104-2002-Zoning & Subdivision VRS
71.00 from 8104-2009-Zoning & Subdivision Unemployment Insurance
Add: $1,241.35 to 2109-3009-Court Service Unit-Purchase Service
4,120.37 to 3401-1001-Office of Building & Housing-Salaries
315.21 to 3401-2001-Office of Building & Housing-FICA
414.92 to 3401-2002-Office of Building & Housing-VRS
1,500.00 to 3605-5413-Emergency Serv.(Civil De)-Misc.
4,319.79 to 4204-1001-Refuse Disposal-Salaries & Wages
315.21 to 4204-2001-Refuse Disposal-FICA
414.92 to 4204-2002-Refuse Disposal-VRS
2,564.50 to 4302-1001-General Properties-Salaries
196.18 to 4301-2001-General Properties-FICA
258.25 to 4302-2002-General Properties-VRS

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Jamerson presented the next request which was from the Chamber of Commerce, for a "Greenthumb Worker" to be placed at the Visitors Center. The worker would have to be placed through the County because of "Greenthumb" requirements.

After discussion, Mr. Torrence made a motion, seconded by Mrs. Beasley to approve a Greenthumb employee to work at the Visitors Center. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Jamerson next brought for further consideration the proposed addition to the jail. After discussion, and recognizing the need for additional cell space, Mr. Carwile made a motion, seconded by Mr. Moore, to authorize $300,000.00 for an addition to the jail to include cell area, rough-in for elevator shaft, additional kitchen storage and basement under cell area. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Jamerson read the next item on the agenda, a request from Dr. Thomas, Superintendent of Schools, for an appropriation from the textbook rental fund. Mrs. Beasley made a motion, seconded by Mr.

Moore to appropriate $49,007.00 for the month of November, 1993 from the School Textbook Rental Fund. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Mr. Jamerson presented a request from Mrs. Ferguson, County Administrator, to make the vacant part-time position in her office full-time and to allow her to proceed with filling this position. Mrs. Beasley made a motion, seconded by Mr. Torrence to make the vacant position full-time and to advertise to fill the position. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

The recommendations from the Planning Commission were considered next. Mr. Moore made a motion seconded by Mr. Torrence to accept the following recommendations from the Planning Commission:

93-209 - Barbara L. Mullins - Conditional Use Permit for single family dwelling and computer service store within same building. Property is zoned A-1 and is located on Route 627 between Route 616 and Route 631. Planning Commission voted to recommend approval.

93-210 - Eugene and Barbara Coyle - Conditional Zoning and Conditional Use Permit to allow existing dwelling unit to be used for Tourist Home. Property is zoned A-1 and is located on Route 631 between Route 662 and Route 634. Planning Commission voted to recommend approval.

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Jamerson presented a request from Mr. Peterson, Solid Waste Administrator, for an appropriation from the Landfill Bond Account. Mr. Torrence made a motion, seconded by Mrs. Beasley to appropriate $5,930.00 from the Landfill Bond Account to cover the following expenses for the month of November, 1993:

Central Virginia Lab	$ 1,105.00
Caterpillar Financial Services	2,660.00
Caterpillar Financial Services	2,165.00

Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Jamerson next presented a request from Regional Education & Training Council for funding. After discussion, no action was taken.

The Board of Supervisors next discussed the upcoming reassessment. Mrs. Belter, Treasurer, has agreed for the assessors to use the room above her office during the reassessment. Discussion continued as to the duties of the Board of Assessors and the rate of pay for this Board.

Mr. Carwile suggested Mr. R. W. "Bobby" Mitchell be put on the list to serve, from the Southside Magisterial District, on the Board of Assessors. Other suggestions will be made at the December 1993 meeting.

Mr. Jamerson informed the other Board members that he had received a call from Ms. Laura McClenny requesting him to meet with Mr. Joel Plath, Acting District Director for Extension, to discuss the vacant positions in the Appomattox County Extension Office.

Mr. Jamerson and Mrs. Ferguson met with Mr. Plath and Mrs. McClenny and were told that extension was planning to move ahead with filling the Agriculture Agent Position immediately. Mr. Plath said that he understood this was the position requested to be filled first by the Board.

Mr. Plath and Mrs. McClenny requested a Board member be appointed to serve on the interview panel for the Agriculture Agent position.

Mr. Jamerson appointed Mrs. Beasley to serve on this interview panel.

Mr. Plath, also, proposed that Appomattox County share a Home Economics position with Charlotte County on a 50/50 basis. He explained that there was no possibility of getting a full time Home Economics Agent here.

Mrs. Beasley made a motion seconded by Mr. Moore, that Appomattox County share a Home Economics Agent position with Charlotte County on a 50/50 basis. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

The minutes of the public hearing of October 5, 1993 and the regular meeting of October 12, 1993 were presented for consideration.

After discussion, Mr. Carwile made a motion, seconded by Mr. Torrence, to approve minutes of the October 5, 1993 public hearing and the October 12, 1993 regular meeting with the following corrections: In the public hearing minutes: McDearmon should be McDermott; Mt. Shiloh (Historical landmark) should be Old Concord; The minutes of the regular meeting: The motion to allow Commissioner of Revenue to send two people to a computer workshop, Mr. Moore voted aye; in the statement by Mr. Jamerson concerning the Code of Conduct it should read, Mr. Jamerson began by stating that he had not read the Code of Conduct but.... Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

The Board, by consensus, agreed that the minutes dated May 24, 1993 should not be included in the Minute book due to the fact that they were actually minutes of the May 21, 1993 meeting which had already been approved.

Mr. Jamerson next presented a request for an appropriation from the Animal Warden. Mr. Moore made a motion seconded by Mrs. Beasley to appropriate $380.00 from unappropriated surplus to purchase two (2) dog traps and two (2) cat traps. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Jamerson presented a request from the Registrar for additional funds to enable her to give her part-time employee a 3% increase in

December 1993. Mr. Carwile made a motion, seconded by Mrs. Beasley, to appropriate an additional $60.00 to the Registrar's budget,so that her part-time employee could receive a 3% increase effective December 1993. Vote: Mr. Jamerson, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Jamerson next told the other Board members that Sheriff Richardson was requesting permission to apply for a grant for additional personnel to help out in problem areas of the County. This grant would require funding from the County as well as requiring the County to hire the personnel covered under the grant at the end of the grant period.

After discussion, the Board by consensus, agreed that they did not have enough information to take action on this item.

Being no further business, and with consensus of the other Board members, Mr. Jamerson adjourned the meeting until November 22, 1993 at 3:00 P.M. in the Department of Transportation, Residency Office, for a work session on the Six-Year Plan for Secondary Roads.

Chairman

A work session of the Appomattox County Board of Supervisors was held at 3:00 p.m. November 22, 1993 at the Virginia Department of Transportation Residency Office, Ferguson Street, Appomattox, Virginia.

Present:
W. E. Jamerson - Courthouse District
Nina B. Beasley - Falling River District
Frank H. Carwile - Wreck Island District
Russell H. Moore - Piney Mountain District
Dennis W. Torrence - Appomattox District

Also Present:
"Gus" Paulette - Supervisor Elect
Aileen T. Ferguson - County Administrator

Mrs. Sandra Lindsey, Resident Engineer, welcomed the Board members and handed out draft copies of the Proposed Six-Year Plan for the Secondary Road System. Mrs. Lindsey then asked Mr. Don Austion, Assistant Resident Engineer, to go over the draft with the Board.

Mr. Austin began by going over the priority list for secondary roads maintenance and repair. Mr. Austin reported on the projects that were presently top priority on the list and gave the status of each project.

After discussion on the Secondary System Construction Program, Mr. Austin continued by going over the Unpaved Road priority list.

After lengthy discussion concerning present traffic counts on unpaved roads, and the order in which these roads were presently scheduled for constuction and being no further information for the Board, the meeting was adjourned at 5:00 p.m.

Chairman

A joint Public Hearing of the Appomattox County Board of Supervisors and the Appomattox County Planning Commission was held December 7, 1993 at 7:30 P.M. at the Courthouse, Courthouse Square, North Court Street, Appomattox, Virginia.

Board Members Present:
- Dennis Torrence - Appomattox River District
- Nina B. Beasley - Falling River District
- Frank H. Carwile - Wreck Island District
- Russell H. Moore - Piney Mountion District

Board Members Absent:
- W. E. "Bill" Jamerson - Courthouse District

Planning Commission Members Present:
- Wayne Lewis
- Calvin Tanner
- David Bailey
- Charles Smith
- Claude Allen Moore

Planning Commission Members Absent:
- R. w. Mitchell
- Debra Chernault

Also Present:
- Philip E. "Gus" Paulette - Supervisor Elect Aileen T. Ferguson - County Administrator
- W. M. Caldwell - Clerk, Planning Commission

Mr. Torrence, Vice-Chairman, presiding, called the meeting to order at 7:30 P.M. Mr. Torrence announced the purpose of the hearing, explained the procedure and asked Mr. Caldwell to read the first petition.

Mr. Caldwell read petition #93-211 of G.T.E. of Virginia, Inc. for a Conditional Use Permit to allow Remote Communication Switching Facility. Property is zoned A-1 and is located on Route 620 between Route 621 and Route 709.

Mr. Torrence asked to hear from anyone concerning this petition.

Mr. Ray Nicely rose and asked to address the Board. Mr. Nicely is a representative for G.T.E. Mr. Nicely explained that the facilities to be installed were small concrete pad-mounted cabinet type devices. The device has a two-fold purpose. It gives the telephone company the capability of providing fiber optic cable service in the future, and also gives G.T.E. the facilities to upgrade future service. These sites do not require towers, do not interfere with T.V. or radio reception, they do not interfer with Emergency Vehicle radios or ham radio reception. There will be no dust, odor, or noise associated with these installations. The lines for the facility itself will all be underground. The maintenance on these sites will involve approximately two trips a week by one or two people. In closing, Mr. Nicely said that he would attempt to answer any questions that anyone might have concerning these facilities.

Mr. Torrence asked if GTE needed to go to the larger size facility in the future, what size structure would be required?

Mr. Nicely answered that he expected the building may be a 10′ x 17′ building. Normally the structures are masonary with no windows and only one door.

Mr. Smith asked if there would be an impact on the environment.

Mr. Nicely replied that there is no impact whatsoever on the environment.

Mr. Steve Conner asked if GTE went to underground fiber optic cable, who would pay for lowering this cable if a property owner wanted to put in a driveway which would require grading?

Mr. Nicely answered that he feels this would be a responsibility of the telephone company.

Mr. Gordon Staples asked Mr. Nicely if anything would be done with the old fence on one of the properties. He is not opposed to the installation.

Nr. Nicely answered that the fence would either be repaired or removed.

Hearing no further comments on this petition, Mr. Torrence stated that since petition #93-212 for G.T.E. of Virginia was for the same type facility he would not ask Mr. Caldwell to read the petition. Mr. Torrence adjourned the Public Hearing to a short special meeting of the Board of Supervisors immediately following the public hearing.

Vice-Chairman

A recessed meeting of the Appomattox County Board of Supervisors was held on December 7, 1993, immediately following the public hearing, in the Courthouse, Courthouse Square, Appomattox, Virginia.

Members Present:
Mr. Dennis W. Torrence - Appomattox River District
Mrs. Nina B. Beasley - Falling River District
Mr. Frank H. Carwile - Wreck Island District
Mr. Russell H. Moore - Piney River Distirct

Members Absent:
Mr. W. E. "Bill" Jamerson - Courthouse District

Also Present:
Mr. Philip E. "Gus" Paulette - Supervisor Elect
Aileen T. Ferguson - County Administrator

Mr. Torrence, Vice Chairman, called the meeting to order and explained that Mrs. Ferguson had a few items to discuss.

Mrs. Ferguson asked the Board members to set a date to screen the applications for the vacant Secretary/Clerk position in the County Administrator's Office. Also, the School Board would like to schedule a date to meet and discuss the decision on the Middle School addition and renovations.

After discussion and by consensus of the Board, December 16, 1993 at 6:00 P.M. was set to meet with the School Board and December 16, 1993 at 7:00 P.M. was chosen to interview applicants for the Secretary/Clerk position.

Mrs. Ferguson notified the Board members that three (3) bids have been received for the reappraisal and a date needed to be set to open and review these bids. After discussion, and by consensus, the Board agreed that they would open and review these bids December 13, 1993 at the regular meeting.

The last item Mrs. Ferguson presented to the Board was a request from the Community of Candles for an additional $60.00 donation to purchase lights. Mr. Carwile made a motion seconded by Mr. Torrence to appropriate an additional $60.00 to the Community of Candles to pay for lights: Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Moore, aye.

Being no further business and by consensus of the Board members, the meeting was adjourned.

Vice-Chairman

The public hearing of the Appomattox County Board of Supervisors was held December 13, 1993 at 6:00 P.M. at the Courthouse, Courthouse Square, Appomattox, Virginia.

Present: Mr. W. E. Jamerson, Courthouse District
Ms. Nina B. Beasley, Falling River District
Mr. Frank H. Carwile, Wreck Island District
Mr. Dennis W. Torrence, Appomattox River District

Absent: Mr. Russell H. Moore, Piney Mountain District

Also Present:
Sandra Lindsay, Resident Engineer, &
Don Austin, Assistant Resident Engineer,
VA Department of Transportation
Aileen T. Ferguson, County Administrator

Having been duly advertised, the Public Hearing was called to order at 6:00 P.M., Mr. Jamerson, Chairman, Appomattox County Board of Supervisors, presiding.

Mr. Jamerson stated the purpose of the public hearing was to receive comments on the proposed Revised Six Year Plan. Mr. Jamerson, introduced Ms. Sandra Lindsay, Resident Engineer, Virginia Department of Transportation, and asked Ms. Lindsay to read Appomattox County's Secondary System Six Year Plan.

Ms. Lindsay presented the following:

SECONDARY SYSTEM
COUNTY: APPOMATTOX
CONSTRUCTION PROGRAM
ESTIMATED ALLOCATIONS

YEAR	NEW S.T.	FEDERAL	OTHER	TOTAL
1994-95	$376,091	$195,026	$114,427	$685,544
1995-96	118,000	505,175	129,500	752,675
1996-97	185,000	258,349	323,700	767,049
1997-98	230,000	70,000	474,894	774,894
1998-99	250,000	100,000	448,857	798,857
1999-20	184,506	452,302	162,049	798,857
TOTALS	$1,343,597	$1,580,852	$1,653,427	$4,577,876

SECONDARY SYSTEM

COUNTY APPOMATTOX CONSTRUCTION PROGRAM Page 1
RESIDENCY APPOMATTOX (In Dollars)

DISTRICT LYNCHBURG

ROUTE	DESCRIPTION LENGTH	ESTIMATED COST		COMMENTS
Route 8000		P.E.	0	
	County Wide Items	R/W	0	Surveys & Preliminary
				Engr; New Additions,
		CON	480,000	Traffic Services;
		TOT	480,000	Install. of Entrance Pipes
(0)				Fertilization & Seeding
Route 8000	County Wide-	P.E.	0	Unpaved Road Funds
	Unpaved Road	R/W	0	1996-97 thru 1999-00
	Construction and	CON	849,506	
	New Surface Treat-	TOT	849,506	(Unpaved Road Priority
	ment of Unimproved			list attached to Super-
(0)	Roads with 50 VPD			visors Report)
Route 0656		P.E.	1,000	
TC: 296	0656-006-181,N501	R/W	5,000	
ID: 5776	FR:0.20 MN RT 657	CON	150,000	
Contract	TO:0.20 MS Rt 687	TOT	156,000	
State	Length: 1.00	EAD	02 1994	
(1)	Reconst exist rdwy	EDC	10 1994	
Route 0627		P.E.	45,000	Contract Awarded 10/01/93
TC: 516	0627-006-165,M501	R/W	3,000	
ID: 1078	FR: Rt 24	CON	80,000	
CONTRACT	TO: 0.046 ME RT24	TOT	128,000	
BRSTP	Length: 0.046	EAD	07 1993	
(2)	Approach to Dr Std	ECD	06	
Route 0627		P.E.	2,000	Contract Awarded 10/01/93
TC: 516	0627-006-165 D619	R/W	0	
ID: 1078	Replace Br. over	CON	50,000	
Contract	Plain Run Branch	TOT	52,000	
BRSTP	with Structural	EAD	07 1993	
(2)	Plate Arch Pipe	ECD	06 1994	
Route 0656		P.E.	1,000	
TC: 296	0656-006-181,N502	R/W	10,000	
ID: 5775	FR: E Int Rt 24	CON	150,000	
SAAP	TO: 0.20 MS Rt 687	TOT	161,000	
STATE:	Length: 1.00	EAD	02 1994	
(3)	Reconst exist Rdwy	ECD	11 1994	
Route 0695		P.E.	10,000	
TC: 107	0695-006-190,C501	R/W/	31,550	
ID: 5774	FR:1.0 MS Rt 460	CON	102,000	
CONTRACT	TO:1.2 MS Rt 460	TOT	143,550	
BROS	Length: 0.20	EAD	11 1995	
(4)	Appr to New Bridge	ECD	10 1996	
Route 0695		P.E.	30,000	
TC: 107	0695-006-190,C501	R/W	0	
ID: 5774	Replace Existing	CON	290,000	
CONTRACT	Bridge over N&W	TOT	320,000	
BROS	RR with new Bridge	EAD	11 1995	
(4)	Structure No. 6073	ECD	10 1996	
Route 0608		P.E.	50,000	
TC: 1174	0608-006-142,C502	R/W	110,000	
ID: 5757	FR: 0.086 MN Rt609	CON	485,000	
CONTRACT	TO: Rt.669	TOT	645,000	

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STATE           Length: 1.74          EAD   05 1995
  (  5  )        Reconst exist Rdwy ECD    12 1995
Route 0634                            P.E.    25,000
TC:      630    0634-006-191,M501     R/W/    60,000
ID: 12424       FR:  Rt 460           CON    290,000
CONTRACT        TO:  Rt 632           TOT    375,000
STATE           Length: 0.50          EAD   07 1996
  (  6  )        Reconst exist Rdwy EDC    05 1997
Route 0632                            P.E.     1,000
TC:      428    0632-006-     ,N      R/W          0
ID:             FR: Rt 634            CON    200,000
SAAP            TO: Rt 734            TOT    201,000
STATE           Length: 1.30          EAD   07 1997
  (  7  )       Widen/ Strgth Rdwy    CED   12 1997
Route   0629                          P.E.    15,000
TC:       156   0629-006-     ,D      R/W          0
ID:     12423   Replace Existing      CON    150,000
CONTRACT        Bridge w/Drainage     TOT    165,000
STATE           Structure             EAD   04 1998
  (  8  )       Structure No. 6145    ECD   10 1998
Route   0629                          P.E.    10,000
TC:       156   0629-006-     ,D      R/W      5,000
ID:     12423   Approaches to Dr.     CON     75,000
CONTRACT        Str. Little Cub Ck    TOT     90,000
STATE           Length: 0.20          EAD   04 1998
  (  8  )       Recon. Approaches     ECD   10 1998
Route   0683                          P.E.    10,000
TC:       379   0683-006-     ,C      R/W      5,000
ID:             Approaches to Br.     CON     75,000
CONTRACT        over Wreck Island     TOT     90,000
STATE           Creek                 EAD   07 1999
  (  9  )        Length: 0.20          ECD   05 2000
Route   0683                          P.E.    20,000
TC:       379   0683-006-     ,B      R/W          0
ID:             Replace existing      CON    150,000
CONTRACT        Bridge over Wreck     TOT    170,000
STATE           Island Ck w/New       EAD   04 1999
  (  9  )       Structure No. 6069    ECD   12 1999
Route   0608                          P.E.   100,000
TC:       571   0608-006-     ,C503   R/W/   100,000
ID:             FR: S Int. Rt. 669    CON    600,000
CONTRACT        TO: 0.20 ME Rt 721    TOT    800,000
STP             Length: 2.64          EAD   07 1999
  ( 10  )       Reconst Exist Rdwy    ECD   06 2000
Route   0641                          P.E.    70,000
TC:       640   0641-006-137,C502     R/W     30,000
ID:             FR: WCL Appomattox    CON    250,000
CONTRACT        TO: Rt 719            TOT    350,000
STATE           Length: 1.20          EAD   07 2002
  ( 11  )       Reconst Exist Rdwy    ECD   05 2003
Route   0641                          P.E.    20,000
TC:       640   0641-162-137,C501     R/W     10,000
ID:     971     FR: Rt. 727           CON    100,000
CONTRACT        TO: WCL Appomattox    TOT    130,000
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STATE	Length: 0.29	EAD	07 2002	
(11)	Reconst Exist Rdwy	ECD	05 2003	
Route 0641		P.E.	2,000	
TC: 640	0641-006-137,B615	R/W	0	
ID:	Replace Existing	CON	30,000	
CONTRACT	Drainage structure	TOT	32,000	
STATE	Trib Purdums Branch	EAD	07 2002	
(11)	Structure No. 6006	ECD	05 2003	
Route 0653		P.E.	1,000	Unpaved Road Funds
TC: 64	0653-006-P86,N501	R/W	35,000	Contract Awarded 10/93
ID: 10524	FR: Rt 721	CON	380,000	
CONTRACT	TO: Rt 608	TOT	416,000	
STATE	Length: 2.30	EAD	07 1993	
(1)	Gr., Dr., Stabl, & St.	ECD	07 1994	
Route 0645		P.E.	2,000	Unpaved Road Funds
IC: 54	0604-006-P89,N501	R/W	5,000	
ID: 10523	FR: 0.06 MS Rt 643	CON	400.000	
SAAP	TO: Rt. 679	TOT	407,000	
STATE	Length: 2.50	EAD	04 1994	
(2)	Gr., Dr., Stabl. & St.	ECD	12 1994	
Route 0645		P.E.	1,000	Unpaved Road Funds
TC: 54	0645-006-P89,D625	R/W	0	
ID: 10523	Replace Bridge	CON	150,000	
SAAP	over North Fork	TOT	151,000	
STATE	Falling River w/	EAD	04 1994	
(2)	triple 10'x 8' Box Culvert	CED	12 1994	
Route 0701		P.E.	1,000	Unpaved Road Funds
TC: 60	0701-006-P ,N	R/W	3,000	
ID: 10526	FR: Rt 24	CON	75,000	
SAAP	TO: Dead End	TOT	79,000	
STATE	Length: 0.43	EAD	07 1994	
(3)	Gr., Dr., Stabl. & St.	ECD	12 1994	
Route 0713		P.E.	1,000	Unpaved Road Funds
TC: 60	0713-006-P ,N	R/W	2,000	
ID:	FR: Rt 608	CON	90,000	
SAAP	TO: Dead End	TOT	93,000	
STATE	Length: 0.55	EAD	07 1995	
(4)	Gr, Gr., Stabl. & St.	ECD	12 1995	

SECONDARY SYSTEM

APPOMATTOX COUNTY

UNPAVED ROAD PRIORITY LIST 1996-97 thru 1999-2000

ROUTE	DESCRIPTION LENGTH	ESTIMATED COST		COMMENTS
Route 1112	1112-006-P ,N	P.E.	500	
TC: 59-67	FR: Rt 1111	R/W		
	TO: Rt 1103	CON	30,000	

SAAP	Length: 0.15	TOT	30,500
	Grade, Drain		
(1)	Stabl. & New St		
Route 1111	1111-006-P ,N	P.E.	500
TC: 53	FR: Rt 1103	R/W	
	TO: Rt Dead End	CON	25,000
SAAP	Length: 0.11	TOT	25,500
	Grade, Drain		
(2)	Stabl. & New St		
Route 0631	0631-006-P ,N	P.E.	1,000
TC: 60	FR: 0.37 ME Rt 627	R/W	
	TO: 1.53 ME Rt 627	CON	200,000
SAAP	Length: 1.16	TOT	201,000
	Grade, Drain,		
(3)	Stabl. & New St		
Route 0724	0724-006-P ,N	P.E.	1,000
TC: 56	FR: Rt 24	R/W	
	TO: 1.00 MN Rt 24	CON	180,000
SAAP	Length: 1.00	TOT	181,000
	Grade, Drain,		
(4)	and New st.		
Route 0704	0704-006-P ,N	P.E.	1,000
TC: 59	FR: Rt 605	R/W	
	TO: Dead End	CON	75,000
SAAP	Length: 0.40	TOT	76,000
	Grade, Drain,		
(5)	Stabl., & New ST		
Route 0663	0663-006-P ,N	P.E.	1,000
TC: 48	FR: Rt 26	R/W	
	TO: Rt 665	CON	225,000
SAAP	Length: 1.50	TOT	226,000
	Grade, Drain,		
(6)	Stabl., & New St.		
Route 0626	0626-006-P ,N	P.E.	1,000
TC: 54	FR: 0.05 MN Rt 617	R/W	
ID: 10522	TO: Rt 651	CON	225,000
SAAP	Length: 1.13	TOT	226,000
	Grade, Drain,		
(7)	Stabl. & New St		
Route 0619	0619-006-P85, N501	P.E.	1,000
TC: 51	FR: Rt. 620	R/W	
ID: 10520	TO: Rt. 633	CON	225,000
SAAP	Length: 1.20	TOT	226,000
	Grade, Drain,		
(8)	Stabl., & New St		
Route 0619	0619-006-P85, D624	P.E.	500
TC: 51	Replace Bridge	R/W	
ID: 10520	over Swanne Creek	CON	84,500
SAAP	w/Triple 84" corr.	TOT	85,000
	Steel Pipe		
(8)	Structure No. 6095		
Route 0665	0665-006-P ,N	P.E.	1,000
TC: 52	FR: Rt 663	R/W	
	TO: Rt 611	CON	125,000

SAAP	Length: 0.70	TOT	126,000
	Grade, Drain,		
(9)	Stabl. & New St.		
Route 0641	0641-006-P ,N	P.E.	1,000
TC: 45	FR: Rt. 719	R/W	5,000
	TO: Dead End	CON	85,000
SAAP	Length: 0.50	TOT	91,000
	Grade, Drain,		
(10)	Stabl. & New St.		
Route 0636	0636-006-P ,N	P.E.	1,000
TC: 55	FR: Rt 637	R/W	
	TO: 2.00 MN Rt 637	CON	325,000
SAAP	Length: 2.00	TOT	326,000
	Grade, Drain,		
(11)	Stabl., & New St		
Route 0661	0661-006-P ,N	P.E.	1,000
TC: 45	FR: Rt 613	R/W	
	TO: Rt 660	CON	200,000
SAAP	Length: 1.00	TOT	201,000
	Grade, Drain,		
(12)	Stabl., & New St		
Route 0715	0715-006-P ,N	P.E.	1,000
TC: 50	FR: Rt 712	R/W	
	TO: Dead end	CON	75,000
SAAP	Length: 0.35	TOT	76,000
	Grade, Drain,		
(13)	Stabl, & New St		
Route 0675	0675-006-P ,N	P.E.	2,000
TC: 45	FR: Rt 700	R/W	
	TO: Rt 644	CON	500,000
SAAP	Length: 3.00	TOT	502,000
	Grade, Drain,		
(14)	Stabl. & New St.		
Route 0674	0674-006-P ,N	P.E.	1,000
TC: 41	FR: Int. Rt 460	R/W	
	TO: Dead End	CON	80,000
SAAP	Length: 0.40	TOT	81,000
	Grade, Drain,		
(15)	Stabl. & New St.		
Route 0614	0614-006-P ,N501	P.E.	1,000
TC: 39	FR: Rt 651	R/W	
	TO: Rt 626	CON	250,000
SAAP	Length: 1.60	TOT	251,000
	Grade, Drain,		
(16)	Stabl. & New St		
Route 0614	0614-006-P ,N502	P.E.	1,000
TC: 39	FR: Rt 626	R/W	
	TO: Rt 692	CON	200,000
(16)	Grade, Drain,	TOT	201,000
	Stabl. & New		
Route 0607	0607-006-P ,N	P.E.	1,000
TC: 52	FR: Campbell Co.	R/W	5,000
	TO: Rt 698	CON	80,000
SAAP	Length: 0.45	TOT	86,000

	Grade, Drain,		
(17)	Stabl. & New St.		
Route 0652	0652-006-P ,N	P.E.	2,000
TC: 53	FR: Rt 648	R/W	5,000
	TO: 1.00 MSW Rt648	CON	180,000
SAAP	Length: 1.00	TOT	187,000
	Grade, Drain,		
(18)	Stabl. & New St.		
Route 0716	0716-006-P ,N	P.E.	1,000
TC: 41-55	FR: Rt 644	R/W	5,000
	TO: 0.58 MW Rt 644	CON	90,000
SAAP	Length: 0.58	TOT	96,000
	Grade, Drain,		
(19)	Stabl. & New St		

Mrs. Lindsay concluded by stating that the priority list for the last four (4) years of the plan does not mean that all of the roads listed can be constructed. Ms. Lindsay explained that the first two (2) years, the County's unpaved road money is dedicated to specific projects. The last four (4) years the County has an estimated $850,000.00 projected. The work that is listed under the plan is much more than $850,000.00 worth of work. This is just work that has been identified as eligible and it will be up to Virginia Department of Transportation and the Board of Supervisors to reprioritize this list to determine, if the money becomes available, which projects will actually go for construction.

Ms. Lindsay continued by saying that the fact that these roads are on the priority list and in the Six Year Plan does not mean that the construction will be completed. It just means that the financing and the preliminary engineering will at least begin during this six years. Ms. Lindsay explained that the projects on the end of the list will begin to receive engineering funding during this period. This list represents the best effort on the part of Virginia Department of Transportation, the Board of Supervisors and request from citizens, to identify the most critical needs of the County. Ms. Lindsay, stated that this concluded the reading of the Revised Six Year Plan.

Mr. Jamerson called for any questions.

Mr. Torrence questioned that on the unpaved list Route 1112 and Route 1111 would possibly be slated for construction in 1994.

Ms. Lindsay explained that this had been moved up on the list but funds would not be available until 1996.

After discussion, Mr. Jamerson closed the public hearing.

Chairman

The regular scheduled meeting of the Appomattox County Board of Supervisors was held in the Board's meeting room, Courthouse Square, Appomattox, Virginia on Monday, December 13, 1993.

Present:

William E. Jamerson - Courthouse District
Nina B. Beasley - Falling River District
Frank H. Carwile - Wreck Island District
Russell H. Moore - Piney Mountain District
Dennis W. Torrence - Appomattox River District

Also Present:
Philip E. Paulette - Supervisor Elect, Courthouse District
Aileen T. Ferguson - County Administrator
Thomas Lawson - County Attorney

Mr. Jamerson, presiding, called the meeting to order at 7:00 P.M. and asked Mr. Carwile to give the invocation.

Mr. Jamerson then called Ms. Sandra Lindsay, Resident Engineer, Virginia Department of Transportation, to appear before the Board.

Ms. Lindsay introduced Mr. W. T. Ramey, Virginia Department of Transportation, District Administrator. Mr. Ramey explained that he had asked to appear before the Board to discuss the proposed project at the intersection of 26/611. Mr. Ramey went over the different options that the Department of Transportation had presented to Mt. Airy Baptist Church and to the property owners that would be affected by the improvements. After a lengthy explanation of the various options Mr. Ramey told the Board that none of the options were agreeable with the parties involved.

Mr. Moore stated that he felt that one of these options could be worked out with the Church and he was willing to take the profile and try to talk with the Church concerning this option.

Mr. Jamerson expressed the Board's appreciation for the extensive efforts made by the Department of Transportation in trying to resolve this matter and asked Mr. Moore to try to work with Virginia Department of Transportation and the Church to see if the problem could be resolved.

Mr. Jamerson thanked and excused Ms. Lindsay and Mr. Ramey and called Monte Mays, Commissioner of Revenue to appear before the Board.

Mr. Jamerson asked Mr. Mays if he would first open the bids for the General Reassessment since several of the parties involved were present. Mr. Jamerson explained that the County had received three (3) bids and that he would like Mr. Mays to review these prior to the Board's meeting on December 16, 1993 and come back to the Board with a recommendation. Mr. Mays read the three (3) bids as follows:

Old Dominion Appraisal Company	$8.00 per parcel	$71,000.00
Pearson's Appraisal Service, Inc.	$8.40 per parcel	$74,197.00

Blue Ridge Appraisal Company - $9.75 per parcel - $87,500.00

Mr. Jamerson thanked the bidders present and told them a decision would be made December 16, 1993.

Mr. Mays presented two (2) bids for telephone equipment for his office. The two (2) bids were as follows:

Appomattox Telephone Service	$1,959.60
BBT Communications	2,300.40

Mr. Mays reported that Ms. Belter is agreeable for the assessor to use her office upstairs. No additional phone line is necessary.

Mr. Mays also gave a report on training cost on the computer from Bright & Associates. Mr. Mays is not satisfied with these figures.

Mr. Mays next requested a 3% increase effective December 1, 1993, for Rebecca McCormick.

Mr. Jamerson thanked and excused Mr. Mays and called Sheriff Richardson to appear before the Board.

Mr. Richardson began by stating that the plans the Board approved for jail expansion would not be certified by the State. Sheriff Richardson explained that no support facilities were included in these plans to accomodate the additional inmate population.

Mr. Carwile stated that he felt that it was incumbent on the Board to do what was necessary to take care of the jail problems. Mr. Carwile continued by asking Sheriff Richardson what it would take to solve his problems.

Sheriff Richardson stated that the only help that he would receive from the new addition would be based on actual bed space approved, which would be twelve (12) beds. If he double bunked, this would make him short staffed.

Mr. Carwile stated that he understood that holding prisoners in other jails presented a burden on the Sheriff because of transporting them back and forth to court.

Mr. Jamerson asked if space were available in the Regional Jail.

Sheriff Richardson stated that it was but they would charge approximately $15.00 per day to hold a prisoner for us.

Mr. Torrence asked if the cost was around $700,000.00 to do what the Sheriff felt was needed in the jail.

Sheriff Richardson stated that he felt that was an accurate figure.

Mr. Jamerson asked what the Board wished to do concerning this matter?

After discussion, and by consensus , the Board requested Sheriff Richardson come back to the Board with a complete construction plan and an employee plan.

Mr. Jamerson thanked and excused Sheriff Richardson and called Janet Belter, Treasurer to appear before the Board.

Mrs. Belter first requested that the Board of Supervisors approve the budgeted $250,000.00 be put in the Capitol Improvement Account. Mr. Carwile made a motion seconded by Mrs. Beasley to transfer $250,000.00 from the General Operating Fund into the Capital Improvement Account. Vote: Mr. Jamerson, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Belter next presented the Board with financial information for the County.

After reviewing this information, Mr. Jamerson informed Mrs. Belter that he understood that she had a matter for discussion in executive session. Since the executive session was scheduled for later in the meeting, Mr. Jamerson asked that Mrs. Belter leave her request with the Board and assured her that the matter would be addressed in the executive session.

Mrs. Belter agreed and thanked the Board for their time.

Mr. Jamerson thanked and excused Mrs. Belter and called Mrs. Barbara Williams, Clerk of the Circuit Court, to appear before the Board.

Mrs. Williams began by stating that she had three (3) request for the Board which she would present one at a time.

Mrs. Williams first request was for permission to request bids for a file cabinet for the vault. The money for this is in her FY94 budget. Mr. Torrence made a motion seconded by Mr. Carwile for Mrs. Williams to go ahead and solicit bids for a file cabinet for the vault area. Vote: Mr. Jamerson, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Williams second request was for shelving for Board Books. Mrs. Williams presented a quote for $3,650.00 installed. Mr. Carwile made a motion seconded by Mrs. Beasley to appropriate $3,650.00 from unappropriated surplus to purchase shelving for books for the Clerk's Office. Vote: Mr. Jamerson, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Williams last request was for the Board to allow her to replace her copy machine with a leased copy machine.

After discussion and by consensus of the Board, Mrs. Williams was given permission to lease the new machine and trade-in the copier she now is using.

Being no further business with Mrs. Williams, Mr. Jamerson thanked and excused Mrs. Williams.

Mr. Jamerson having no more appearances, asked Mrs. Ferguson, County Administrator to present the administrative items for Board action.

Mrs. Ferguson presented the first item for action, the appointment of the Board of Assessors for the general reassessment. Mrs. Ferguson explained to the Board that Mr. Carwile had presented Mr. R. W. "Bobby" Mitchell's name, representing Southside Magisterial District, at a previous meeting.

Mr. Torrence presented two (2) names for consideration from Cloverhill Magisterial District, Mr. John Hix and Mr. Henry Richardson. Both gentlemen have agreed to serve if appointed.

After discussion, Mr. John Hix was decided upon by consensus of the Board.

Mr. Jamerson then asked for a representative from Stonewall Magisterial District.

Mr. Carwile presented Mr. Manley Ferguson's name for appointment. Mr. Ferguson has also agreed to serve if appointed.

Mrs. Beasley made a motion seconded by Mr. Torrence to appoint Mr. Manley Ferguson, Stonewall Magisterial District; Mr. John Hix, Cloverhill Magisterial District; and Mr. R. W. "Bobby" Mitchell, Southside Magisterial District; to serve on the Board of Assessors for the 1996 general reassessment. Vote: Mr. Jamerson, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Jamerson recognized Mr. Junior Beasley, representing the Appomattox County Rescue Squad Advisory Committee. Mr. Beasley presented the Appomattox County Board of Supervisors with a Certificate of Appreciation for the Boards assistance to the Rescue Squad.

Mr. Jamerson thanked Mr. Beasley and the Rescue Squad for the certificate and for the service that they perform in the community.

Mrs. Ferguson introduced the next item on the agenda, Appointment to the Central Virginia Area Agency on Aging Advisory Council. Mr. W. S. "Bill" Slagle, who was appointed at a previous meeting, has declined the appointment.

Mr. Carwile presented Mr. John McLean for appointment and informed the Board that Mr. McLean had agreed to serve. Mrs. Beasley made a motion seconded by Mr. Carwile to appoint Mr. John McLean to the Central Virginia Area Agency on Aging Advisory Council to fill an unexpired term ending October 1994. Vote: Mr. Jamerson, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Ferguson presented a request from Dennis Gragg, Executive Director of the Central Virginia Planning District Commission to appoint a member to the Regional Central Virginia Housing Board. After discussion, the Board, by consensus, deferred this to the January 1994 meeting.

Mrs. Ferguson presented a Memorandum of Understanding from David L. Smith, Chairman, Robert E. Lee Soil and Water Conservation District, asking the Board to accept this document. Mr. Torrence made a motion seconded by Mrs. Beasley to accept this Memorandum of Understanding (copy on file in Board file) with the Robert E. Lee Soil & Water Conversation District. Vote: Mr. Jamerson, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Ms. Ferguson next presented a copy of the lease with the Health Department including the addition of the basement area. Mrs. Beasley made a motion seconded by Mr. Torrence to accept the lease with the Health Department as submitted (copy on file in the Board file). Vote: Mr. Jamerson, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Ferguson presented an application from Spout Spring Ruritan Club to renew their Bingo and Raffle permit for 1994. Mrs. Beasley made a motion seconded by Mr. Moore to approve the Bingo and Raffle Permit for Spout Spring Ruritan Club for 1994. Vote: Mr. Jamerson, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Ferguson presented a request from Charlie Peterson, Solid Waste Administrator for landfill appropriation for December, 1993. Mr. Torrence made a motion seconded by Mrs. Beasley to appropriate $47,899.94 from the landfill bond account to cover the following expenses:

Central Virginia Lab	$ 1,105.00
Caterpillar Financial Serv.	2,660.00
Caterpillar Financial Serv.	2,165.00
Hurt & Proffitt	8,466.34
D. S. Nash	33,503.60
	$47,899.94

Vote: Mr. Jamerson, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Ferguson presented a second request from Mr. Peterson for an appropriation to take care of OSHA Requirements.

After discussion, Mr. Torrence made a motion seconded by Mrs. Beasley to appropriate from unappropriated surplus $826.60 to cover OSHA Requirements at the landfill. Vote: Mr. Jamerson, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

The next item presented for consideration was a request from the Virginia Economic Developers Association for dues for 1994. After disucssion and by consensus of the Board it was determined not to pay these dues.

Ms. Ferguson informed the Board of a conference being held January 21, 1994 in Richmond by Virginia Municipal League, Virginia Association of

Counties and Virginia School Board Association. After discussion and by consensus of the Board it was approved for Mrs. Ferguson to attend this conference at a cost of $95.00 registration fee.

Mrs. Ferguson also gave the Board information on the County Supervisors conference to be held January 5-7, 1994 in Richmond. The Board by consensus agreed for Supervisor Elect Paulette to attend this conference if he so desired.

The next item for consideration was a request from Mr. John Notestein for the Board to allow him to construct a fence using tires on his property located across from the landfill.

Mr. Torrence commented that in Mr. Robert H. Timmins, Jr.'s letter to Nr. Notestein dated January 22, 1993, Mr. Timmins stated that under Section 10.1-1408.1A, of the 1950 Code of Virginia, as amended, no person may operate any facility for the disposal, treatment or storage of solid waste without a permit from the Director of the Department of Waste Management. Mr. Torrence questioned if this Code section has changed.

After discussion, the Board by consensus agreed that they did not have sufficient information to make a decision on this matter at this time.

Mrs. Ferguson presented information concerning the cost of preparing additional parking spaces along the brick wall.

After discussion, Mr. Carwile made a motion seconded by Mr. Torrence to approve $1400.00 from unappropriated surplus to prepare additional parking along the wall at the Courthouse. Vote: Mr. Jamerson, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

The recommendation from the Planning Commission meeting of December 7, 1994 were presented. Mr. Moore made a motion seconded by Mrs. Beasley to accept the Planning Commission recommendation and approve the following petitions:

93-211 - GTE Virginia, Inc. - Conditional Use Permit to allow Remote Communications Switching Facility. Property is zoned A-1 and is located on Route 620 between Route 621 and Route 709. Planning Commission recommended approval.

93-212 - GTE Virginia, Inc. - Conditional Use Permit to allow allow Remote Communication Switching Facility. Property is located on Route 630 between Route 460 and Route 676, and is zoned R-1. Planning Commission recommended approval.

Vote: Mr. Jamerson, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Ferguson requested the Board give December 23, 1993 and December 30, 1993 as additional County holidays following what the Governor has given State employees. Mrs. Beasley made a motion seconded by Mr. Torrence to approve December 23 and December 30, 1993 as additional holidays for County employees. Vote: Mr. Jamerson, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

The minutes were presented for approval. Mr. Carwile made a motion seconded by Mr. Moore to approve the minutes of the work session of November 1, 1993; the public hearing of November 3, 1993; the regular meeting of November 8, 1993; the work session of November 22, 1993; and the public hearing and recessed meetings of December 7, 1993 as presented. Vote: Mr. Jamerson, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Ferguson next presented the Board with a request from the School Board to allow Blue Cross/Blue Shield to extend dependent coverage to age 23 regardless of whether the dependent is a student or not.

After discussion, the Board decided they would like information in writing concerning this matter.

Mrs. Ferguson presented a request from Mr. Abernathy for an appropriation to cover expenses related to alteration for health department. Mr. Carwile made a motion seconded by Mr. Moore to appropriate $5,680.52 to 4302-5407 to cover expenses related to health department addition. Vote: Mr. Jamerson, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. McClenny, Action Unit Director with Virginia Cooperative Extension has informed Mrs. Ferguson that Charlotte County only wants the Home Economics Agent one-third of the time. At the November Board meeting the Board agreed to share this position 50/50 with Charlotte County. After discussion, Mr. Torrence made a motion seconded by Mrs. Beasley to accept the Home Economics Agent position with Charlotte County - Appomattox County funding 2/3rds and Charlotte County 1/3rd. Vote: Mr. Jamerson, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Beasley made a motion seconded by Mr. Moore to enter into Executive Session to discuss personnel matters. Vote: Mr. Jamerson, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

On a motion by Mr. Moore seconded by Mrs. Beasley, it was resolved the Board of Supervisors return to regular session. Vote: Mr. Jamerson, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

On a motion by Mr. Moore seconded by Mrs. Beasley the following resolution was adopted:

WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification motion applies, and (ii) only such executive matters were heard; discussed or considered by the Appomattox County Board of Supervisors.

Vote: Mr. Jamerson, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Carwile made a motion seconded by Mrs. Beasley that funds be appropriated from unappropriated surplus to give the following employees the 3% increase effective December 1, 1993: Ottie Conner-Huddleston, Ann Lawson, David Phillips, Rebecca McCormock and Aileen Ferguson. Vote: Mr. Jamerson, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Torrence made a motion seconded by Mr. Carwile for Mrs. Belter, Treasurer, to go ahead and advertise for the position that will be vacant in her office: Vote: Mr. Jamerson, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Torrence made a motion seconded by Mr. Carwile to appropriate funds for a 5% increase for the Animal Warden effective January 1, 1994 when his six (6) months probation is over. Vote: Mr. Jamerson, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Being no further business and with consensus of the other Board members, Mr. Jamerson adjourned the meeting until December 16, 1993 at 6:00 P.M. in the School Board conference room.

Chairman

A recessed meeting of the Appomattox County Board of Supervisors was held in the Board's meeting room, Courthouse Square, Appomattox, Virginia, Thursday, December 16, 1993 at 7:00 P.M.

Present:
- Mr. William E. Jamerson - Courthouse District
- Ms. Nina B. Beasley - Falling River District
- Mr. Frank H. Carwile - Wreck Island District
- Mr. Russell H. Moore - Piney Mountain District
- Mr. Dennis W. Torrence - Appomattox River District

Also Present:
- Mr. Philip "Gus" Paulette - Supervisor Elect, Courthouse District
- Aileen T. Ferguson - County Administrator

Mr. Jamerson, presiding, called the meeting to order.

Mr. Jamerson called Monte Mays, Commissioner of Revenue to appear before the Board to discuss the bid proposals for the general reassessment. Three bids were received. They are as follows:

Old Dominion Appraisal Company	$71,000.00
Blue Ridge Appraisal Company	87,500.00
Pearson Appraisal Company	74,197.00

After discussion concerning the merits of the individual companies Mr. Torrence made a motion seconded by Mr. Moore to accept the low bid of Old Dominion Appraisal Company of $71,000 for the general reassessment. Vote: Mr. Jamerson, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Mays next discussed two (2) proposals for a new telephone system for his office. The proposals are as follows:

Appomattox Telephone Service	$1,972.00
BB&T CC., Inc.	2,300.40

After discussion Mr. Torrence made a motion seconded by Mr. Moore to accept Appomattox Telephone Services bid of $1,972.00. Vote: Mr. Jamerson, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Jamerson brought before the board that it had been brought to his attention that an appointment that was made by the Board of Supervisors on the 13th of December to the Board of Assessors constitues a conflict of interest. Since Mr. R. W. "Bobby" Mitchell is a member of the Appomattox Town Council it would be a conflict of interest for him to serve on the Board of Assessors. After discussion and by consensus of the Board of Supervisors it was agreed that Mr. Jamerson and Mrs. Beasley would find a representative from the Southside Magisterial District and give the name to Mrs. Ferguson for notification.

Mr. Jamerson next presented a request from Carolyn Lawson for a resolution of support for the Office on Youth. Mr. Carwile made a motion seconded by Mrs. Beasley to adopt the following resolution:

RESOLUTION
SUPPORT OF OFFICE ON YOUTH

WHEREAS, The Appomattox County Office on Youth has served the citizens of Appomattox County since its inception in 1990; and

WHEREAS, the Office on Youth annually serves hundreds of local children, youth and their families through programs in areas of substance abuse prevention, improving parenting skills, cultural enrichment, increased recreational activities, teen pregnancy prevention, meeting daycare needs and youth employment; and

WHEREAS, the Office on Youth annually provides dozens of youth serving agencies with technical assistance in program development, grant writing, collaboration, seminars and training opportunities and provides leadership in the implementation of the Comprehensive Services Act for At-Risk Youth and Families; and

WHEREAS, the Office on Youth develops Appomattox County's comprehensive youth needs assessment and long-range plan for preventing delinquency and promoting positive youth development; and

WHEREAS, the Office on Youth monitors and evaluates community programs and services to determine their impact on youth; and

WHEREAS the Office on Youth attempts to resolve agency policies and procedures which make it difficult for youth and families to receive services; and

WHEREAS, utilizing an annual budget of $37,451, the Office on Youth has generated approximately $90,000 in grant funds for the children and youth of Appomattox County in the past year; and

WHEREAS, only the Office of Youth is structured by the Code of Virginia to provide this array of services;

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors does hereby support the continuance of the Appomattox County Office on Youth and urges the Commonwealth of Virginia Department of Youth and Family Services to retain grant funds for Offices on Youth in its budget and continue to issue such grants to localities.
Vote: Mr. Jamerson, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Jamerson presented a request for $50.00 to pay Registration Fee for above ground storage tanks. The Board by consensus approved a line item transfer from 1101-3002 to 4204-3002 to cover this expense.

Mr. Torrence made a motion seconded by Mrs. Beasley to enter into Executive Session to discuss personnel at 7:22 P.M. Vote: Mr. Jamerson, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

On a motion by Mr. Torrence seconded by Mrs. Beasley, it was resolved the Board of Supervisors return to regular session: Vote: Mr. Jamerson, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

On a motion by Mr. Torrence seconded by Mrs. Beasley the following resolution was adopted:

WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification motion applies, and (ii) only such executive matters were heard; discussed or considered by the Appomattox County Board of Supervisors.
Vote: Mr. Jamerson, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Jamerson next presented a request from the School Board for a resolution to borrow from the VPSA. Mr. Torrence made a motion seconded by Mrs. Beasley to adopt the following resolution:

RESOLUTION

WHEREAS, the Appomattox County School Board needs $1,000,000 of which $300,000 will be used to renovate Appomattox Middle School, and to purchase mobile units for Appomattox Elementary School and $700,000 to construct athletic complex, and

WHEREAS, the Appomattox County School Board is eligible to receive financing for this construction through the Virginia Public School Authority 1994 Interest Rate Subsidy Program, and

NOW, THEREFORE, BE IT RESOLVED, by the Appomattox County Board of Supervisors that the Division Superintendent of Appomattox County Schools is authorized to file on behalf of the school board an application to participate in the VPSA 1994 Interest Rate Subsidy Program to finance the renovation of Appomattox Middle School.
Vote: Mr. Jamerson, aye; Ms. Beasley, aye; Mr. Carwile, nay; Mr. Moore, aye; and Mr. Torrence, aye.

Being no further business the meeting was adjourned.

Chairman

A joint meeting of the Appomattox County Board of Supervisors and the Appomattox County School Board was held December 16, 1993 at 6:00 P.M. in the conference room, School Board Office, Court Street, Appomattox, Virginia.

Members Present (Appomattox County Board of Supervisors):
Mr. William E. Jamerson - Courthouse District
Mrs. Nina B. Beasley - Falling River District
Mr. Frank H. Carwile - Wreck Island District
Mr. Russell H. Moore - Piney Mountain District
Mr. Dennis W. Torrence - Appomattox River District

Members Present (School Board):
Dr. Richard Poe
Ms. Ora McCoy

Mr. Sammy Scott
Mr. Sonny Tolley
Mr. Winfred Nash

Also Present:
Mr. Jack Thomas, Superintendent of Schools
Aileen T. Ferguson, County Administrator
Mr. Jamerson, presiding, called the meeting to order at 6:03 p.m.

Mr. Jamerson stated that the purpose of the meeting was to answer any questions that School Board members may have concerning the action of the Board of Supervisors on the Middle School project.

Mr. Jamerson continued saying that Dr. Thomas had asked who would be responsible for borrowing the first one million dollars that the Board of Supervisors has approved. Mr. Jamerson said the Board did not address this matter but he feels the School Board should borrow the money.

Mr. Carwile addressed the Chairman and requested permission to speak. Mr. Carwile began by stating that the Board of Supervisors had taken action authorizing funding for renovation of the Middle School included in this motion was authorization to fund a sports complex. Mr. Carwile continued by saying that this was a decision made by four (4) of the Board members, he alone voted no because he views this from a different perspective. Mr. Carwile is concerned that this decision was not brought before the people for public hearing. He is also concerned that the Board of Supervisors did not take the School Boards views into consideration when making this decision. Mr. Carwile feels as educators the School Board is in a better position to define the needs of the school system than the Board of Supervisors. Mr. Carwile feels that there are viable options that have not been considered. Mr. Carwile does not understand why the rush to make this decision since most of this project will not be funded until 1996. Mr. Carwile addressed the School Board members by stating that he could not find anything that compelled them to borrow this money now. Mr. Carwile continued by saying that action taken by the Board of Supervisors would put the County down the road many years before they could have a new middle school. Mr. Carwile stated that he was only asking that good sound judgement prevail.

Mr. Jamerson asked if anyone else had any comments?

Dr. Poe asked if the action taken at the November Board meeting was still the action that the Board of Supervisors wished the School Board to proceed with.

Mr. Jamerson stated that there has been no discussion to change the Boards decision. Mr. Jamerson understood the purpose of this meeting was to answer questions not bring up the issue. The decision has been made.

Dr. Poe said that he just wanted to confirm that no decision had been made to postpone the project nor no financial information presented that would alter the present plans.

Mr. Torrence stated that he understood from the beginning that with moving the sixth grade to the middle school something was going to have to be done now.

Dr. Poe said that this was true.

Mr. Torrence continued by saying that if the School Board could build a new school for 3 1/4 million dollars that would be great. Finances is the deciding factor in new construction versus renovation. Mr. Torrence continued by saying that the County's indebtness was not going to drastically change over the next ten (10) years.

Mr. Moore stated that after considering the County debt service there is no way that we could fund a new school. He continued by saying that the school was not the only need in the County and the Board had to consider all needs.

Mr. Nash asked if we renovated the Middle School did this mean that there would be no tax increase for the County?

Mr. Moore stated that if things continue the way they are going right now there would be no increase in the tax rate.

Mr. Jamerson confirmed that the dollar figure proposed would require no increase in the tax rate. Mr. Jamerson continued by stating that when you have a reassessment, taxes will increase and that is why the 1996 date was attached to the motion. Mr. Jamerson also commented on Mr. Carwile's statement that since nothing would be done before 1996 why be in a hurry. Mr. Jamerson stated that funds were being made available now to renovate for classrooms in the existing arts building and for the athletic facility.

Dr. Thomas asked the Board for clarification on the funding for School projects. He said that he understood that one million dollars was approved for the summer of 1994 and 3 1/4 million for the summer of 1996.

Mr. Jamerson stated that the motion actually stated that there would be no debt service on the 3 1/4 million dollars until July 1996 but that the School Board could proceed with plans, etc.

Dr. Thomas also questioned the Board of Supervisors as to where the money would be coming from.

Mr. Jamerson stated that the School Board had better sources to obtain loans than the Board of Supervisors and he would hope that they would proceed with their loan application.

Dr. Thomas stated that the School Board had one option and that is VPSA. If this is the option chosen the Board of Supervisors would have to pass a resolution approving this loan.

Mr. Nash asked if the Board of Supervisors has considered the impact that his loan will have on the overall school budget.

Mr. Jamerson indicated that the debt service for these two loans would be additional to the School Board's budget.

Mr. Torrence indicated that in reviewing the debt service over the next ten years you could see a decline which has not always been reflected in the budget.

Mr. Carwile stated that he understands from Mr. Torrence and Mr. Jamerson that the debt service on the 3 1/4 million dollars would come out of the reassessment and that the tax rate would stay the same. Mr. Carwile does not feel that the other member of the Board of Supervisors are taking into consideration inflation. Mr. Carwile continued by saying that the School Board would not be setting on the same budget figures every year, cost would be increasing. Mr. Carwile does not understand where the money is going to come from if the tax rate stays the same. Mr. Carwile feels that by using viable options the Board of Supervisors could give the School Board what they need and what they want. Mr. Carwile feels that if the new middle school were constructed close to the present high school and certain of the same facilities utilized the new school would not be out of reach. Mr. Carwile feels that if this issue had been brought before the people at public hearing, the people would have spoken for a new facility. Mr. Carwile also stated that the people that he is hearing from want academics before athletics.

Mr. Jamerson stated that this is not what he is hearing. Mr. Jamerson also stated that Mr. Carwile had questioned Mr. Torrence as to where he was going to get the money to cover inflation. Mr. Jamerson stated that this proposal did not use all the anticipated revenue from the reassessment because the Board of Supervisors recognized that there would be increases in other areas. Mr. Jamerson stated that the decision had been made and he saw no reason to rehash this matter. The Board of Supervisors had approved what they felt that they could fund and unless Mr. Carwile had a plan to finance an additional 2 million dollars he felt that the issue was settled.

Mr. Moore stated that he did not believe that the Board could acquire land and construct a new school for an additional two million dollars. He stated that the figures that he had seen were much more than that.

Mr. Carwile reminded the Board that the figures that were presented to the Board were based on interest rates of 6 - 6 1/2%. Mr. Carwile has found that the VPSA loaned money recently with interest rates less than 4.7%. Mr. Carwile figures that the difference in this interest rate would reduce the initial figures and make the new school attainable.

Dr. Poe questioned if the money was mandated by the Board of Supervisors to be spent in a certain manner.

Mr. Jamerson stated that the one million dollars was specifically designated for renovation of classrooms in the arts building, mobile units for the elementary school and for athletic complex.

Dr. Poe asked if they had to purchase the mobile units for the elementary school.

Mr. Jamerson stated that he felt that these units were included in the proposal due to a need at the elementary school but if the School Board came back with an alternate plan he felt sure the Board of Supervisors would consider it.

Discussion followed concerning the general condition of the existing middle school.

Mr. Scott stated that a new school would be nice but the funding was not available so he felt that the School Board should proceed with the renovation and get an architect to draw up the plans.

Mr. Jamerson thanked Mr. Scott for his comment and stated that he hoped the School Board would proceed in this direction. Mr. Jamerson continued by saying the Board would be reconvening in the Board of Supervisors meeting room and if the School Board passed a resolution and needed one from the Board of Supervisors just to bring it over for Board action tonight.

Being no further business, the meeting was adjourned until 7:00 P.M. in the Boardroom of the Circuit Court Clerk's office.

Chairman

The regularly scheduled monthly meeting of the Appomattox County Board of Supervisors was held in the Board's Meeting Room, Courthouse Square, Appomattox, Virginia, Monday, January 10, 1994.

Present:
- Ms. Nina B. Beasley - Falling River District
- Mr. Frank H. Carwile - Wreck Island District
- Mr. Russell H. Moore - Piney Mountain District
- Mr. Philip E. "Gus" Paulette - Courthouse District
- Mr. Dennis W. Torrence - Appomattox River District

Also present:
- Aileen T. Ferguson - County Administrator
- Thomas W. Lawson - County Attorney

This being the Annual Organizational Meeting, the County Administrator called the meeting to order at 7:00 P.M. The invocation was given by

Supervisor Paulette and nominations for Chairman of the Board for 1994 were requested. Mrs. Beasley nominated Mr. Torrence as Chairman of the Appomattox County Board of Supervisors for 1994. Mr. Moore seconded the nomination. Vote: Ms. Beasley, aye; Mr. Carwile, aye: Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, abstained.

After the vote Mr. Torrence thanked the Board for their confidence and asked for nominations for Vice Chairman.

Mr. Moore nominated Mr. Carwile for Vice-Chairman.

Mr. Carwile declined the nomination.

Mrs. Beasley nominated Mr. Moore for Vice-Chairman of the Appomattox County Board of Supervisors for 1994. Mr. Carwile seconded the nomination. Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Paulette, aye; and Mr. Moore, abstained.

Mr. Torrence asked the Board to consider by-laws and rules of order.

Mr. Carwile stated that since the Board does not have a charter they have been operating under a traditional form of government. Mr. Carwile continued by saying that he felt the Board should establish that they would continue with this form and what is spelled out in the Code of Virginia for the traditional form of government. Mr. Carwile continued that he feels that the Board should get in place a charter but that it would be too complicated and lengthy to take care of at this meeting. Mr. Carwile would like to adopt Robert Rules of Order Simplified.

The Board by concensus agreed to follow the traditional form of government as defined in the Code of Virginia and to adopt Roberts Rules of Order Simplified.

Mr. Torrence suggested that the Board set a tenative time to close their meetings. This time could be flexible. If it would only take another fifteen (15) minutes to complete the agenda, then the meeting would continue until the agenda was completed, if not, another date and time would be set to handle the remainder of the uncovered agenda.

After discussion, the Board agreed to set 10:30 P.M. as a tenative stopping time and evaluate each situation as it occurred as to whether to continue beyond this time.

Mr. Torrence asked if the second Monday night of the month at 7:00 P.M. was still satisfactory with the other members for the regular meeting.

Mr. Carwile suggested that the Board move their regular meeting night so as not to conflict with Town Council's meeting.

After discussion, Mr. Carwile made a motion seconded by Mr. Moore to hold the regular meetings of the Board of Supervisors on the first Monday night of each month in the Board's meeting room. Vote: Mr.

Torrence, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Torrence asked if any Board members had requests or instructions for the County Administrator.

Mr. Carwile requested that the draft minutes of all meetings be included in the Board Books.

Mr. Torrence mentioned that the public needs to be aware that in order to appear before the Board, a request must be made to the County Administrator at least three days prior to the scheduled meeting.

Mr. Torrence asked if there were any additions or changes to the agenda.

Mr. Carwile mentioned that he had a personnel matter to discuss in executive session.

Mrs. Ferguson stated that there were some additional items that needed to be included on the agenda.

Mr. Torrence requested that the executive session be moved to a position before the item on the agenda concerning a request to construct a tire fence. Mr. Torrence stated that he had some questions for the County Attorney concerning this matter.

Mr. Torrence then called Ms. Sandra Lindsay, Resident Engineer, Virginia Department of Transportation. Ms. Lindsay began by requesting Board approval for a resolution adopting the Six Year Plan for Appomattox County Secondary Roads.

Mr. Carwile made a motion seconded by Mrs. Beasley to adopt the following resolution:

RESOLUTION

It was resolved that the Board of Supervisors of Appomattox County, having met the requirements of Section 33.1-70.01 of the Code of Virginia regarding advertisement and having held a public hearing on December 13, 1993, and following presentation and discussion at this meeting with S. B. Lindsay, Resident Engineer, Department of Transportation, doth approve the Six Year Plan for Appomattox County Secondary Roads (1994-95 thru 1999-00 with some completion dates beyond December 31, 2000).

Vote: Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye. Mr. Torrence asked if any member of the Board had questions for Ms. Lindsay.

SECONDARY SYSTEM
COUNTY: APPOMATTOX
CONSTRUCTION PROGRAM
ESTIMATED ALLOCATIONS

YEAR	NEW S.T.	FEDERAL	OTHER	TOTAL
1994-95	$376,091	$195,026	$114,427	$685,544
1995-96	118,000	505,175	129,500	752,675
1996-97	185,000	258,349	323,700	767,049
1997-98	230,000	70,000	474,894	774,894
1998-99	250,000	100,000	448,857	798,857
1999-20	184,506	452,302	162,049	798,857
TOTALS	$1,343,597	$1,580,852	$1,653,427	$4,577,876

SECONDARY SYSTEM

COUNTY APPOMATTOX CONSTRUCTION PROGRAM Page 1
RESIDENCY APPOMATTOX (In Dollars)

DISTRICT LYNCHBURG

ROUTE	DESCRIPTION LENGTH	ESTIMATED COST		COMMENTS
Route 8000		P.E.	0	
	County Wide Items	R/W	0	Surveys & Preliminary
				Engr; New Additions,
		CON	480,000	Traffic Services;
		TOT	480,000	Install. of Entrance Pipes
(0)				Fertilization & Seeding
Route 8000	County Wide-	P.E.	0	Unpaved Road Funds
	Unpaved Road	R/W	0	1996-97 thru 1999-00
	Construction and	CON	849,506	
	New Surface Treat-	TOT	849,506	(Unpaved Road Priority
	ment of Unimproved			list attached to Super-
(0)	Roads with 50 VPD			visors Report)
Route 0656		P.E.	1,000	
TC: 296	0656-006-181,N501	R/W	5,000	
ID: 5776	FR:0.20 MN RT 657	CON	150,000	
Contract	TO:0.20 MS Rt 687	TOT	156,000	
State	Length: 1.00	EAD	02 1994	
(1)	Reconst exist rdwy	EDC	10 1994	
Route 0627		P.E.	45,000	Contract Awarded 10/01/93
TC: 516	0627-006-165,M501	R/W	3,000	
ID: 1078	FR: Rt 24	CON	80,000	
CONTRACT	TO: 0.046 ME RT24	TOT	128,000	
BRSTP	Length: 0.046	EAD	07 1993	
(2)	Approach to Dr Std	ECD	06	
Route 0627		P.E.	2,000	Contract Awarded 10/01/93
TC: 516	0627-006-165 D619	R/W	0	
ID: 1078	Replace Br. over	CON	50,000	
Contract	Plain Run Branch	TOT	52,000	
BRSTP	with Structural	EAD	07 1993	
(2)	Plate Arch Pipe	ECD	06 1994	
Route 0656		P.E.	1,000	
TC: 296	0656-006-181,N502	R/W	10,000	
ID: 5775	FR: E Int Rt 24	CON	150,000	

CONTRACT	Bridge over Wreck	TOT	170,000	
STATE	Island Ck w/New	EAD	04 1999	
(9)	Structure No. 6069	ECD	12 1999	
Route 0608		P.E.	100,000	
TC: 571	0608-006- ,C503	R/W/	100,000	
ID:	FR: S Int. Rt. 669	CON	600,000	
CONTRACT	TO: 0.20 ME Rt 721	TOT	800,000	
STP	Length: 2.64	EAD	07 1999	
(10)	Reconst Exist Rdwy	ECD	06 2000	
Route 0641		P.E.	70,000	
TC: 640	0641-006-137,C502	R/W	30,000	
ID:	FR: WCL Appomattox	CON	250,000	
CONTRACT	TO: Rt 719	TOT	350,000	
STATE	Length: 1.20	EAD	07 2002	
(11)	Reconst Exist Rdwy	ECD	05 2003	
Route 0641		P.E.	20,000	
TC: 640	0641-162-137,C501	R/W	10,000	
ID: 971	FR: Rt. 727	CON	100,000	
CONTRACT	TO: WCL Appomattox	TOT	130,000	
STATE	Length: 0.29	EAD	07 2002	
(11)	Reconst Exist Rdwy	ECD	05 2003	
Route 0641		P.E.	2,000	
TC: 640	0641-006-137,B615	R/W	0	
ID:	Replace Existing	CON	30,000	
CONTRACT	Drainage structure	TOT	32,000	
STATE	Trib Purdums Branch	EAD	07 2002	
(11)	Structure No. 6006	ECD	05 2003	
Route 0653		P.E.	1,000	Unpaved Road Funds
TC: 64	0653-006-P86,N501	R/W	35,000	Contract Awarded 10/93
ID: 10524	FR: Rt 721	CON	380,000	
CONTRACT	TO: Rt 608	TOT	416,000	
STATE	Length: 2.30	EAD	07 1993	
(1)	Gr., Dr., Stabl., & St.	ECD	07 1994	
Route 0645		P.E.	2,000	Unpaved Road Funds
IC: 54	0604-006-P89,N501	R/W	5,000	
ID: 10523	FR: 0.06 MS Rt 643	CON	400.000	
SAAP	TO: Rt. 679	TOT	407,000	
STATE	Length: 2.50	EAD	04 1994	
(2)	Gr., Dr., Stabl. & St.	ECD	12 1994	
Route 0645		P.E.	1,000	Unpaved Road Funds
TC: 54	0645-006-P89,D625	R/W	0	
ID: 10523	Replace Bridge	CON	150,000	
SAAP	over North Fork	TOT	151,000	
STATE	Falling River w/	EAD	04 1994	
(2)	triple 10’x 8’	CED	12 1994	
	Box Culvert			
Route 0701		P.E.	1,000	Unpaved Road Funds
TC: 60	0701-006-P ,N	R/W	3,000	
ID: 10526	FR: Rt 24	CON	75,000	
SAAP	TO: Dead End	TOT	79,000	
STATE	Length: 0.43	EAD	07 1994	
(3)	Gr., Dr., Stabl.	ECD	12 1994	

CONTRACT		Bridge over Wreck	TOT	170,000	
STATE		Island Ck w/New	EAD	04 1999	
(9)		Structure No. 6069	ECD	12 1999	
Route 0608			P.E.	100,000	
TC:	571	0608-006- ,C503	R/W/	100,000	
ID:		FR: S Int. Rt. 669	CON	600,000	
CONTRACT		TO: 0.20 ME Rt 721	TOT	800,000	
STP		Length: 2.64	EAD	07 1999	
(10)		Reconst Exist Rdwy	ECD	06 2000	
Route 0641			P.E.	70,000	
TC:	640	0641-006-137,C502	R/W	30,000	
ID:		FR: WCL Appomattox	CON	250,000	
CONTRACT		TO: Rt 719	TOT	350,000	
STATE		Length: 1.20	EAD	07 2002	
(11)		Reconst Exist Rdwy	ECD	05 2003	
Route 0641			P.E.	20,000	
TC:	640	0641-162-137,C501	R/W	10,000	
ID:	971	FR: Rt. 727	CON	100,000	
CONTRACT		TO: WCL Appomattox	TOT	130,000	
STATE		Length: 0.29	EAD	07 2002	
(11)		Reconst Exist Rdwy	ECD	05 2003	
Route 0641			P.E.	2,000	
TC:	640	0641-006-137,B615	R/W	0	
ID:		Replace Existing	CON	30,000	
CONTRACT		Drainage structure	TOT	32,000	
STATE		Trib Purdums Branch	EAD	07 2002	
(11)		Structure No. 6006	ECD	05 2003	
Route 0653			P.E.	1,000	Unpaved Road Funds
TC:	64	0653-006-P86,N501	R/W	35,000	Contract Awarded 10/93
ID:	10524	FR: Rt 721	CON	380,000	
CONTRACT		TO: Rt 608	TOT	416,000	
STATE		Length: 2.30	EAD	07 1993	
(1)		Gr., Dr., Stabl.,	ECD	07 1994	
		& St.			
Route 0645			P.E.	2,000	Unpaved Road Funds
IC:	54	0604-006-P89,N501	R/W	5,000	
ID:	10523	FR: 0.06 MS Rt 643	CON	400.000	
SAAP		TO: Rt. 679	TOT	407,000	
STATE		Length: 2.50	EAD	04 1994	
(2)		Gr., Dr., Stabl. &	ECD	12 1994	
		St.			
Route 0645			P.E.	1,000	Unpaved Road Funds
TC:	54	0645-006-P89,D625	R/W	0	
ID:	10523	Replace Bridge	CON	150,000	
SAAP		over North Fork	TOT	151,000	
STATE		Falling River w/	EAD	04 1994	
(2)		triple 10'x 8'	CED	12 1994	
		Box Culvert			
Route 0701			P.E.	1,000	Unpaved Road Funds
TC:	60	0701-006-P ,N	R/W	3,000	
ID:	10526	FR: Rt 24	CON	75,000	
SAAP		TO: Dead End	TOT	79,000	
STATE		Length: 0.43	EAD	07 1994	
(3)		Gr., Dr., Stabl.	ECD	12 1994	

& St.

Route 0713		P.E. 1,000	Unpaved Road Funds
TC: 60	0713-006-P ,N	R/W 2,000	
ID:	FR: Rt 608	CON 90,000	
SAAP	TO: Dead End	TOT 93,000	
STATE	Length: 0.55	EAD 07 1995	
(4)	Gr, Gr., Stabl.	ECD 12 1995	
	& St.		

SECONDARY SYSTEM

APPOMATTOX COUNTY

UNPAVED ROAD PRIORITY LIST 1996-97 thru 1999-2000

ROUTE	DESCRIPTION LENGTH	ESTIMATED COST	COMMENTS
Route 1112	1112-006-P ,N	P.E. 500	
TC: 59-67	FR: Rt 1111	R/W	
	TO: Rt 1103	CON 30,000	
SAAP	Length: 0.15	TOT 30,500	
	Grade, Drain		
(1)	Stabl. & New St		
Route 1111	1111-006-P ,N	P.E. 500	
TC: 53	FR: Rt 1103	R/W	
	TO: Rt Dead End	CON 25,000	
SAAP	Length: 0.11	TOT 25,500	
	Grade, Drain		
(2)	Stabl. & New St		
Route 0631	0631-006-P ,N	P.E. 1,000	
TC: 60	FR: 0.37 ME Rt 627	R/W	
	TO: 1.53 ME Rt 627	CON 200,000	
SAAP	Length: 1.16	TOT 201,000	
	Grade, Drain,		
(3)	Stabl. & New St		
Route 0724	0724-006-P ,N	P.E. 1,000	
TC: 56	FR: Rt 24	R/W	
	TO: 1.00 MN Rt 24	CON 180,000	
SAAP	Length: 1.00	TOT 181,000	
	Grade, Drain,		
(4)	and New st.		
Route 0704	0704-006-P ,N	P.E. 1,000	
TC: 59	FR: Rt 605	R/W	
	TO: Dead End	CON 75,000	
SAAP	Length: 0.40	TOT 76,000	
	Grade, Drain,		
(5)	Stabl., & New ST		
Route 0663	0663-006-P ,N	P.E. 1,000	
TC: 48	FR: Rt 26	R/W	
	TO: Rt 665	CON 225,000	
SAAP	Length: 1.50	TOT 226,000	
	Grade, Drain,		
(6)	Stabl., & New St.		
Route 0626	0626-006-P ,N	P.E. 1,000	
TC: 54	FR: 0.05 MN Rt 617	R/W	

ID: 10522	TO: Rt 651	CON	225,000
SAAP	Length: 1.13	TOT	226,000
	Grade, Drain,		
(7)	Stabl. & New St		
Route 0619	0619-006-P85, N501	P.E.	1,000
TC: 51	FR: Rt. 620	R/W	
ID: 10520	TO: Rt. 633	CON	225,000
SAAP	Length: 1.20	TOT	226,000
	Grade, Drain,		
(8)	Stabl., & New St		
Route 0619	0619-006-P85, D624	P.E.	500
TC: 51	Replace Bridge	R/W	
ID: 10520	over Swanne Creek	CON	84,500
SAAP	w/Triple 84" corr.	TOT	85,000
	Steel Pipe		
(8)	Structure No. 6095		
Route 0665	0665-006-P ,N	P.E.	1,000
TC: 52	FR: Rt 663	R/W	
	TO: Rt 611	CON	125,000
SAAP	Length: 0.70	TOT	126,000
	Grade, Drain,		
(9)	Stabl. & New St.		
Route 0641	0641-006-P ,N	P.E.	1,000
TC: 45	FR: Rt. 719	R/W	5,000
	TO: Dead End	CON	85,000
SAAP	Length: 0.50	TOT	91,000
	Grade, Drain,		
(10)	Stabl. & New St.		
Route 0636	0636-006-P ,N	P.E.	1,000
TC: 55	FR: Rt 637	R/W	
	TO: 2.00 MN Rt 637	CON	325,000
SAAP	Length: 2.00	TOT	326,000
	Grade, Drain,		
(11)	Stabl., & New St		
Route 0661	0661-006-P ,N	P.E.	1,000
TC: 45	FR: Rt 613	R/W	
	TO: Rt 660	CON	200,000
SAAP	Length: 1.00	TOT	201,000
	Grade, Drain,		
(12)	Stabl., & New St		
Route 0715	0715-006-P ,N	P.E.	1,000
TC: 50	FR: Rt 712	R/W	
	TO: Dead end	CON	75,000
SAAP	Length: 0.35	TOT	76,000
	Grade, Drain,		
(13)	Stabl, & New St		
Route 0675	0675-006-P ,N	P.E.	2,000
TC: 45	FR: Rt 700	R/W	
	TO: Rt 644	CON	500,000
SAAP	Length: 3.00	TOT	502,000
	Grade, Drain,		
(14)	Stabl. & New St.		
Route 0674	0674-006-P ,N	P.E.	1,000
TC: 41	FR: Int. Rt 460	R/W	

	TO: Dead End	CON	80,000
SAAP	Length: 0.40	TOT	81,000
	Grade, Drain,		
(15)	Stabl. & New St.		
Route 0614	0614-006-P ,N501	P.E.	1,000
TC: 39	FR: Rt 651	R/W	
	TO: Rt 626	CON	250,000
SAAP	Length: 1.60	TOT	251,000
	Grade, Drain,		
(16)	Stabl. & New St		
Route 0614	0614-006-P ,N502	P.E.	1,000
TC: 39	FR: Rt 626	R/W	
	TO: Rt 692	CON	200,000
(16)	Grade, Drain,	TOT	201,000
	Stabl. & New		
Route 0607	0607-006-P ,N	P.E.	1,000
TC: 52	FR: Campbell Co.	R/W	5,000
	TO: Rt 698	CON	80,000
SAAP	Length: 0.45	TOT	86,000
	Grade, Drain,		
(17)	Stabl. & New St.		
Route 0652	0652-006-P ,N	P.E.	2,000
TC: 53	FR: Rt 648	R/W	5,000
	TO: 1.00 MSW Rt648	CON	180,000
SAAP	Length: 1.00	TOT	187,000
	Grade, Drain,		
(18)	Stabl. & New St.		
Route 0716	0716-006-P ,N	P.E.	1,000
TC: 41-55	FR: Rt 644	R/W	5,000
	TO: 0.58 MW Rt 644	CON	90,000
SAAP	Length: 0.58	TOT	96,000
	Grade, Drain,		
(19)	Stabl. & New St		

Mr. Torrence asked Ms. Lindsay to check on Main Street in Pamplin to see why snow was not pushed during the last storm. Also he stated that he understood that there were some pot-holes in Main Street in Pamplin.

Ms. Lindsay explained that Primary Roads receive first priority then secondary roads. She continued by saying that they did not have the equipment to remove ice.

Mr. Carwile told Ms. Lindsay that he would like to bring to her attention that at the intersection of Route 608 and Route 721 adjacent to Mt. Obed Church, signs had been erected saying Stonewall.
Mr. Carwile continued by saying that the Church is unhappy with the placement of these signs and Mr. Carwile would like to know if they could be moved from the front of the Church.

Ms. Lindsay stated that she would look into this matter but normally a traffic engineer determines the placement of these signs.

Mr. Carwile also mentioned to Ms. Lindsay a situation on Route 712 and Route 714. Mr. Carwile said that he understands that a stop sign has been erected on Route 712 and he has received complaints from citizens who use this route to reach Route 24.

Ms. Lindsay said that the Lynchburg Traffic Engineer had evaluated this site and determined where the stop signs would be placed according to traffic counts on the roads.

After further discussion, Mr. Torrence thanked and excused Ms. Lindsay.

Mr. Torrence presented requests to renew raffle permits from American Legion Post 104 and the Veterans of Foreign Wars. Ms. Beasley made a motion seconded by Mr. Carwile to approve Raffle permits for 1994 for American Legion Post 104 and Veterans of Foreign Wars-9855. Vote: Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mr. Torrence next presented a request from Virginia Cooperative Extension Service to update our Memorandum of Understanding with them. After discussion, and by consensus of the Board, it was agreed that the Board would review this matter and take action at the February 1994 Board meeting.

Mr. Torrence next presented a request from the County of Lancaster requesting a resolution of support to modify Virginia Association of Counties' By-Laws. After discussion, Mr. Carwile made a motion seconded by Ms. Beasley to approve the following resolution:

RESOLUTION

REQUEST TO AMEND THE VIRGINIA ASSOCIATION OF COUNTIES BY-LAWS

WHEREAS, most Virginia political subdivisions have long since adopted election laws which elect office holders by specific districts in lieu of being "at-large" representatives; and

WHEREAS, the Virginia Association of Counties elects its regional representatives by votes cast by all member counties regardless of the region in which they are located; and

WHEREAS, there are large urban counties which have more votes than entire regions in other parts of the Commonwealth; and

WHEREAS, this procedure has the potential to enable a single county to cancel the unanimous decision of a particular region to be represented by its own choice;

NOW, THEREFORE, BE IT RESOLVED, that the Appomattox County Board of Supervisors offers an amendment, in accordance with Article XVII, to the By-Laws of the Virginia Association of Counties to rectify this inequity;

BE IT FURTHER RESOLVED, that the Appomattox County Board of Supervisors offers the following language to replace Article IX, Section 2, of the By-Laws of the Virginia Association of Counties to read;

> Section 2. Composition and Election. The Board of Directors shall consist of the President, The President-Elect, the First Vice-President, the Second Vice-President, the Secretary-Treasurer, the Immediate Past President, the three next most recent Virginia Association of Counties past-presidents who currently hold office as elected Virginia county supervisors, and twenty-two members elected on a "one person - one vote" basis from the member counties located within the region that Board of Directors member will represent. The Board of Directors shall designate one member of the Board who is not an officer to represent the Association on the Board of Directors of the National Association of Counties. (The suggested change has been underlined).

BE IT FURTHER RESOLVED, that the Appomattox County Board of Supervisors urges other member counties of the Virginia Association of Counties to pass a similar resolution to ensure that local regions are represented by their preferred candidate as opposed to an individual elected by the membership at large.

Vote: Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

The next resolution requested was concerning Virginia Department of Transportation Funding Formula. After discussion, Mr. Moore made a motion seconded by Mr. Carwile to adopt the following resolution:

RESOLUTION

WHEREAS, the Virginia Department of Transportation is considering changes in the Department's Funding Formula; and

WHEREAS, these proposed changes appear to be detrimental to Appomattox County and rural central Virginia; and

WHEREAS, these proposed changes provide for formula changes based on population and mass transportation needs; and

WHEREAS, the unpaved road formula is proposed to increase from the current fifty (50) vehicles per day to one hundred (100) vehicles per day to qualify for pavement.

NOW, THEREFORE, BE IT HEREBY RESOLVED: That the Board of Supervisors of Appomattox County opposes the formula changes based on population, and objects highly to the proposed changes in qualification requirements for unpaved roads; and

BE IT FURTHER RESOLVED: that the Board of Supervisors of Appomattox County respectfully requests that the Virginia Department of Transportation leave the unpaved road formula as it currently is.

Vote: Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

The Board of Supervisors next discussed the 1994 Community Development Block Grant Regional Priorities list. After discussion, the Board by consensus, agreed that under Group 1 we would put Objective #2 and under Group 2 we would list Objective #4.

Mr. Torrence continued by asking the other Board members if they would like to set up a special meeting with Town Council and Dennis Gragg to discuss water and sewer for the County. All members agreed this would be productive.

Mr. Torrence next presented the request for additional appropriations. The first item presented was a request from Sheriff Richardson for an additional appropriation of $8,000.00 to cover inmate medical expenses. Mr. Carwile made a motion seconded by Mr. Moore to appropriate $8,000.00 from unappropriated operating reserve to line item 3301-5404 to cover medical expenses for inmates. Vote: Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

The next request for appropriation was also from Sheriff Richardson to reimburse petty cash fund. Mr. Carwile made a motion seconded by Mr. Moore to appropriate from unappropriated operating reserve $200.00 to petty cash fund for Sheriff Richardson, Vote: Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye

Mr. Torrence presented a request from Mr. Abernathy to appropriate funds to cover expenses incurred for Health Department addition and alternation. Mr. Moore made a motion seconded by Mr. Carwile to appropriate $4,458.03 from unappropriated operating reserve to line item 4302-5407 to cover expenses for addition and alteration to Health Department. Vote: Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mr. Torrence presented a request from Mr. Peterson, Solid Waste Administrator, for an appropriation from the landfill Bond account. After a lengthy discussion, Mr. Carwile made a motion seconded by Mr. Moore to hold D. S. Nash Construction Company's $5,000.00 final payment, and give them the opportunity to reseed the area in the spring, and if Mr. Nash is not interested in completing this work, we would use this $5,000.00 to have this reseeding done. Vote: Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mr. Moore made a motion seconded by Mrs. Beasley to appropriate from unappropriated surplus $7,189.97 from the Landfill Bond Account for the month of January, 1994 for the following bills:

Caterpillar Financial Services Corp.	$2,660.00

Caterpillar Financial Services Corp.	2,165.00
Hurt & Proffitt	2,364.97

Vote: Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Next, the Board members discussed several appointments that needed to be made by the Board. By Consensus, the Board appointed Mr. Torrence to be Emergency Services Director; Mr. Paulette to the Regional Central Virginia Housing Board for a two (2) year term; and Mr. Paulette to serve on the Region 2000 Board.

Mr. Torrence presented architect fees for proposed jail addition and alteration. After discussion, the Board found no problems with the architects fees as presented.

Mr. Torrence next asked Mrs. Ferguson to bring the Board up to date on the joint Region 2000 meeting with the Town Councils of Appomattox and Pamplin. Mrs. Ferguson explained that Mr. Jeff Taylor had a previous engagement for tonight and would like to reschedule the presentation for February 14, 1994 at 6:00 P.M. in Town Council Chambers, at the Appomattox Town Office.

Mrs. Ferguson next asked the Board to review a letter requesting budgets be presented by March 1, 1994. The Board approved the letter and informed Mrs. Ferguson to go ahead with distribution of the letter.

Ms. Beasley made a motion seconded by Mr. Paulette to enter into executive session to discuss personnel and legal matters at 8:20 P.M. Vote: Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

On a motion by Mr. Moore, seconded by Mr. Paulette, it was resolved the Board of Supervisors return to regular session. Vote: Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

On a motion by Mrs. Beasley seconded by Mr. Paulette, the following resolution was adopted:

WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the

executive meeting to which this certification motion applies, and (ii) only such executive matters were heard; discussed or considered by the Appomattox County Board of Supervisors. Vote: Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mr. Torrence mentioned the items that were discussed in the executive session.

Mr. Paulette made a motion seconded by Mrs. Beasley to deny the oral request of Mr. John Notestein to construct a tire fence, based on State Codes, particularly, our County Zoning Ordinance. Vote: Ms. Beasley, aye; Mr. Carwile, abstained; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mr. Carwile made a motion that the employees who did not receive a pay increase of 3% December 1, 1993 be given this increase retroactive to January 1, 1994, Jeffery Marks, Tina Carter, Danny Morgan, Frank Smith and Virginia Wheeler.

The motion died for lack of a second.

Mr. Paulette made a motion seconded by Mrs. Beasley to have the County Attorney draw up a contract with Mr. Henry Wright explaining that Mr. Wright must have a survey done, an appraisal done by Jim Nolen and present the document back to the Board. Vote: Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye and Mr. Torrence, aye.

Mrs. Beasley made a motion seconded by Mr. Moore that Mr. Bill Hunter be appointed to the Board of Assessors from the Southside Magisterial District to replace R. W. Mitchell, due to a conflict of interest. Vote: Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mr. Torrence presented the minutes for the regular meeting of December 12, 1993; the joint meeting with the School Board of December 16, 1993; and a recessed meeting of December 16, 1993, for correction and approval.

Mr. Carwile stated that he would like to bring to the Board's attention to the resolution to borrow VPSA funds. He felt, this resolution was not properly worded. Mr. Carwile went on to explain that he felt the resolution should be revised to explain exactly how the $1,000.000 dollars is to be spent.

After discussion, Mrs. Beasley made a motion seconded by Mr. Paulette to approve the minutes with the following correction to the VPSA Resolution: needs $1,000,000 of which $300,000 will be used to renovate Appomattox Middle School, and to purchase mobile units for Appomattox Elementary School and $700,000 to construct athletic complex. Vote: Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mr. Torrence asked that Mr. Fred Kruschwitz be invited to the February 1994 meeting to discuss the ACTIONS Committee's fund raising efforts on behalf of the proposed athletic complex.

Mr. Torrence presented a letter from Sheriff Richardson requesting Phase 1B of the architects drawing be considered for Jail expansion. Sheriff Richardson stated that the $300,000 approved by the Board was not sufficient for the needs at the jail.

After a lengthy discussion, the Board requested Mrs. Ferguson set up a meeting on February 18, 1994 at 7:00 P.M. in the Courthouse with Sheriff Richardson, Chief Jailer Godsey, Sandy Pierce, Engineer and the Board of Supervisors to discuss this option.

Mr. Torrence next presented a request from Mr. Abernathy to replace the heat pump in the jail-dispatch office. After discussion, Mr. Carwile made a motion seconded by Mr. Paulette to purchase a heat pump from Graver Refrigeration for $795.47 with installation by Joe Coflin for $75.00-$80.00. Vote: Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mrs. Ferguson explained that Central Piedmont Private Industry Council is requesting to know if the County intends to operate a summer youth program for FY94. After discussion, Mr. Torrence agreed to discuss this with Ms. Shores at their meeting on January 13, 1994 and report back to the Board.

Mr. Torrence next presented a request for a resolution of support for the United Way from Mrs. Laura McClenny. After discussion, it was agreed that Mrs. Ferguson would attend the Extension Leadership Council meeting on January 31st and bring the Board more information at the February meeting.

Mrs. Beasley made a motion seconded by Mr. Paulette to adjourn until January 18, 1994 at 7:00 P.M. in the Courthouse. Vote: Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye and Mr. Torrence, aye.

Dennis W. Torrence
Chairman

A joint public hearing of the Appomattox County Board of Supervisors and the Appomattox County Planning Commission was held February 1, 1994 at 7:30 P.M. at the Courthouse, Courthouse Square, Appomattox, Virginia.

Present (Board of Supervisors):
- Dennis W. Torrence - Appomattox River District
- Russell H. Moore - Piney Mountain District
- Nina B. Beasley - Falling River District
- Frank H. Carwile - Wreck Island District
- Philip E. "Gus" Paulette - Courthouse District

Present (Planning Commission):

Al Sears
David Bailey
Deborah Chernault
R. W. "Bobby" Mitchell
Claude Allen Moore
Calvin Tanner
Charles Smith

Absent (Planning Commission):
Wayne Lewis
Philip Mobley

Also Present:
W. M. Caldwell, Clerk Planning Commission
Aileen T. Ferguson, County Administrator

Having been duly advertised, the Public Hearing was called to order at 7:30 P.M., Mr. Torrence, Chairman, Appomattox County Board of Supervisors, presiding.

Mr. Torrence stated the purpose of the hearing and the proper procedure to follow in order to be heard.

Mr. Torrence then asked Bill Caldwell to read the first petition.

Mr. Caldwell read petition 94-213 for John & Sue Ranson and Murrell and Alice Thomas for a Conditional Use Permit for expanding mobile home park by 14 lots. Property is zoned A-1 and is located on Route 622 between Route 620 and Route 633.

Mr. Torrence asked if Mr. or Mrs. Ranson or Mr. or Mrs. Thomas would like to make any comments concerning this request.

Mr. Murrell Thomas came forward and gave his address as Pamplin, Virginia. Mr. Thomas thanked the Board for an opportunity to speak and began by stating that he runs a nice mobile home park and that he has complied with all regulations concerning mobile home parks. Mr. Thomas owns three (3) mobile home parks in the County and the need for more is apparent. Mr. Thomas finished by saying that he would like to reserve the right to speak later.

Mr. Torrence asked if there was anyone who would like to speak in favor of this request. Hearing none, he asked if there was anyone opposed who wished to speak.

Mr. Bill Woody came forward and gave his address as Pamplin, Virginia. Mr. Woody began by stating that he built his residence in this neighborhood in 1972. Mr. Woody continued by saying that since the mobile homes have been installed the neighborhood has gone down. Mr. Woody does not want to see any more mobile homes placed in this neighborhood. Mr. Woody told the Board and the Planning Commission that he would appreciate anything they could do to keep this a good, clean neighborhood. Mr. Woody presented the Board with a petition signed by the neighbors opposing this conditional use. (Petition is on file in the February 1994 Board file).

Mr. Torrence thanked Mr. Woody and asked if anyone else wished to speak.

Mr. E. C. Childress came forward and stated that he lives on Route 622. Mr. Childress continued by saying that there were already eighteen (18) mobile homes on one side of his property, thirteen (13) on the north side of his lot and fourteen (14) more proposed on the east side, which would surround his property with mobile homes. Mr. Childress feels that there are enough mobile homes on this road now. Mr. Childress said that he can't sleep due to noise, music, and motors racing, coming from the mobile homes that are already there. Mr. Childress continued by saying that Mr. Ranson did not live in this neighborhood, so therefore, he did not know what went on. Mr. Childress concluded by saying that he is opposed to this request and would like to present a petition signed by elderly people who live in this area and were unable to attend the public hearing. (Petition is on file in the February 1994 Board file).

Mr. Torrence thanked Mr. Childress and recognized Mr. Charlie Ranson.

Mr. Ranson stated his address as Pamplin, Virginia. Mr. Ranson said that his mains reason for opposing this conditional use application are depreciation of property values, increased crime and traffic, and a trash problem. Mr. Ranson also stated that his seventeen (17) year old daughter was afraid to walk on their road anymore due to the mobile home park residents. Mr. Ranson again stated that he was opposed to this application.

Mr. Torrence thanked Mr. Ranson and recognized Mr. Albert Harvey.

Mr. Harvey began by saying that his wife and her mother own a small farm joining this tract of land. Mr. Harvey stated that he, his wife and his mother-in-law strongly oppose this conditional use request. Mr. Harvey does not feel that this would be good for the community in any way. Mr. Harvey request that the Planning Commission consider looking at this request from the standpoint of the neighbors in the community. Would the Planning Commission members want a mobile home court of this size where they live? Mr. Harvey concluded that this is something that is not needed and would not be good for their community.

Mr. Torrence asked if anyone else wished to speak.

Mr. Torrence recognized Mr. Murrell Thomas and informed him that he would be allowed to speak to address concerns of the neighbors only.

Mr. Thomas presented the Board with copies of the tax maps that showed where houses are located in relation to his mobile home park. He stated that one of the speakers had said that there were problems associated with his mobile home park. Mr. Thomas said that he was unaware of any problems but would like to know the nature of these problems so he could take care of them. Mr. Thomas addressed statements made by several other speakers and said that he feels they are trying to discriminate against mobile homes.

Mr. Torrence asked Mr. Thomas to limit his remarks to the concerns of the group instead of individuals.

Mr. Thomas remarked that someone complained that property values would be adversely affected. He said that he spoke with an appraiser and that this is not true.

Mr. Thomas continued that the only landowner that bordered his property was Mr. Childress. He informed the Board that the rest of the property was owned by him or either divided by a highway. Mr. Thomas concluded that there is a need for more mobile home parks and he does not feel that the neighbors have been adversely affected by his park.

Mr. Torrence thanked Mr. Thomas and asked Al Sears, Chairman of the Planning Commission if he had questions for anyone.

Mrs. Beverly Ranson rose and asked if she could make a comment.

Mr. Torrence recognized Mrs. Ranson.

Mrs. Ranson gave her address as Pamplin, Virginia. Mrs. Ranson said that she and her family moved from Lynchburg to be in a rural area and that this mobile home park is located within a quarter mile of their home. Mrs. Ranson continued that they owned several dogs and that she received complaints from mobile home residents about her dogs. Mrs. Ranson says that her husband works out of town and her dogs are an asset to her. Being able to have her dogs was one of the advantages of living in the country. Mrs. Ranson would like to see the area left as it is now.

Mr. Torrence thanked each one for their comments and asked Mr. Caldwell to read the next petition.

Mr. Caldwell read petition 94-214 of Wilmer E. Browning requesting rezoning of a parcel of property to B-1 and a conditional use permit to allow existing building to be used for satellite sales and services. Property is zoned R-1 and is located on Route 460 between Route 646 and Route 674.

Mr. Torrence asked Mr. Browning if he would like to make any comments on his behalf.

Mr. Browning gave the location of the property and stated that up until now it has been used as a rental property. Mr. Browning continued that this would be a low traffic business with a commercial driveway and seven (7) proposed parking spaces. The building would be used for an office and a service area. Mr. Browning said if anyone had any questions he would be happy to try to answer them.

Mr. Torrence asked for anyone who wished to speak in favor or opposition to come forward. Hearing no response and being no further petitions, Mr. Torrence closed the public hearing at 7:55 P.M. and recessed the Board to a meeting immediately following the public hearing.

Chairman

A recessed meeting of the Appomattox County Board of Supervisors was held on February 1, 1994 at 8:00 P.M., immediately following the public hearing, at the Courthouse, Courthouse Square, Appomattox, Virginia.

Present:
Dennis W. Torrence - Appomattox River District
Nina B. Beasley - Falling River District
Frank H. Carwile - Wreck Island District
Russell H. Moore - Piney Mountain District
Philip E. "Gus" Paulette - Courthouse District

Also Present:
Sheriff James E. Richardson
Chief Jailer Freddie Godsey
Thomas W. Lawson, County Attorney
Janet Belter, Treasurer
Sandy Pearce, Architect
Aileen T. Ferguson, County Administrator

Mr. Torrence reconvened the meeting and asked Sheriff Richardson if he would begin by presenting his request for jail addition and alteration.

Sheriff Richardson began by asking the Board to turn their attention to the architects drawings labeled phase 1B. Sheriff Richardson said that he and his staff have reviewed the drawings at length and have presented the Board with written explanations addressing each area of his request. (A copy of Sheriff Richardson's letter is on file in the Board file for February 1994). Sheriff Richardson went over each section of his letter with the Board and offered additional information and answered any questions that were asked.

Mr. Pearce addressed the visitation area expansion by explaining that with the increased inmate capacity there is a need for more visitation area so that Sheriff Richardson's employees are not tied up for several days allowing inmate visitation.

Mr. Moore questioned how many inmates were we holding that should be in State facilities?

Mr. Richardson replied that there were ten (10) to twelve (12) inmates being held here that should be in state facilities.

After a lengthy discussion concerning Department of Corrections requirements and other aspects of the project, Mr. Carwile requested that he be allowed to have a few minutes of the Board's time after everyone else finished with questions and/or comments.

Mr. Torrence addressed Mrs. Belter, Treasurer, and asked if she had any idea of how the additional one million dollars for jail expansion would affect the County financially considering the other recent school expansions that the Board has approved.

Mrs. Belter stated that she was truly concerned with taking on a large additional debt at this time. She would hate to see the County get in the position of having to borrow to meet operating expenses again.

Mr. Torrence asked Mrs. Belter and Mrs. Ferguson to try to determine how much debt service payment the County would have annually on approximately one million dollars over a period of ten (10) and twenty (20) years.

Mr. Carwile addressed the Board. Mr. Carwile acknowledged the information that the sheriff had presented and explained that he had studied this information at great length. Mr. Carwile stated that on the Federal, State and local level officials are taking a stand to "get tough on crime". Mr. Carwile continued that he wanted the Board of Supervisors to proceed now to take care of this jail overcrowding problem. Mr. Carwile stated that Sheriff Richardson had shown the Board it must recognize that this is a justified need and that it is incumbent upon the Board to see that this need is met, "it has been long overdue". Mr. Carwile presented a letter from Sheriff Richardson dated February 24, 1993 stating the need for jail expansion. Mr. Carwile said that the Sheriff and his staff have met with the Board numerous times over the last eighteen months and explained, in great detail, what the needs are and that the Board is liable for anything that may result due to the needs not being met. Mr. Carwile continued by recommending to the Board that they accept the request for Phase 1B and that they also accept phase 2B, and he feels when they are put out on competitive bid the projected dollar figures will come in considerably lower. Mr. Carwile also stated that as Mrs. Beasley had stated "by the time the construction is complete, the jail will already be obsolete". Mr. Carwile reminded the Board that it is incumbent upon them to meet the needs of the County and that they should quit dragging their feet, make a decision and go out for bids as soon as possible. Mr. Carwile recommends that the Board hold a special meeting to handle the details of financing. Mr. Carwile stated that in his opinion the jail is a MUST.

Mr. Torrence asked if the other Board members had any comments they would like to make.

Mr. Paulette explained that his main concern would be how much the debt service, on this money, would be per year.

Mrs. Beasley, also stated, that she would have to look at some numbers before she could make a decision.

Mr. Torrence said that he was concerned about spending more than the County could afford to pay back.

Mr. Moore stated that in his opinion Sheriff Richardson was doing a good job and that he is not against jail expansion. Mr. Moore stated that his concern was how we could finance this project.

Mr. Torrence thanked the Sheriff and his staff and Mr. Pearce for their time and efforts in presenting the information on the jail project.

Mr. Torrence asked Mrs. Ferguson if she would present the other items for consideration.

Mrs. Ferguson first presented a request from Old Dominion Appraisal Company for 1/4 of his contract price to be paid on April 1, 1994. Mrs. Ferguson explained that the contract states that the first payment is due July 1, 1994. After discussion, Mr. Carwile made a motion that the Board hold to the contract with Old Dominion Appraisal Company and make the first payment on July 1, 1994. Mr. Paulette seconded the motion. Vote: Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mrs. Ferguson presented a budget request for the reassessment from January 1994 through June 1994 in the amount of $9,839.05. Mrs. Beasley made a motion seconded by Mr. Carwile to accept the FY94 budget for reassessment in the amount of $9,839.05. Vote: Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mrs. Ferguson made a request for $1500.00 to join a coalition with other localities to hire McGuire, Woods, Battle and Booth, law firm, to negotiate with the Department of Environmental Quality on the requirements of ground water monitoring at landfills. After discussion, Mr. Carwile made a motion seconded by Mrs. Beasley to join the coalition of localities to negotiate the requirements for ground water monitoring with the Department of Environmental Quality at a cost of $1500.00. Vote: Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mrs. Ferguson also informed the Board that there would be a meeting at Cedar Street Restaurant in Lynchburg, with other localities, to discuss the regional jail concept. Mrs. Ferguson asked for permission to attend this meeting.

By consensus, the Board agreed that this meeting would be worthwhile for Mrs. Ferguson to attend.

Being no further business the Board, by consensus, adjourned at 10:00 P.M. until February 5, 1994 at 9:00 A.M.

Chairman

A joint meeting of the Appomattox County Board of Supervisors and the Appomattox Town Countil was held February 5, 1994 at 9:00 A.M. at the Spout Spring Ruritan Club located on Route 460, Spout Spring, Virginia.

Present (Appomattox County Board of Supervisors):
Dennis Torrence - Appomattox River District
Frank Carwile - Wreck Island District
Russell Moore - Piney Mountain District
Philip E. "Gus" Paulette - Courthouse District

Absent (Appomattox County Board of Supervisors):
Nina B. Beasley - Falling River District

Present (Appomattox Town Council):
Ronnie Spiggle
R. L. "Dick" Bass
Walter "Buddy" Carson
R. W. "Bobby" Mitchell
H. W. "Billy" Conner
Steve Lawson

Absent (Appomattox Town Council):
Sammy Carter

Also Present:
Bobbie H. Mullins, Administrative Ass't - Town of Appomattox
Aileen T. Ferguson, County Administrator

The meeting was called to order by Mayor Spiggle at 9:05 A.M. Mr. Spiggle welcomed everyone and explained that Mr. Dennis Gragg was there representing Central Virginia Planning District Commission and to offer any information that may be helpful during discussion. Mr. Spiggle began by bringing the group up to date concerning studies that have been done addressing water and sewer for the Town and County. Mr. Spiggle continued by saying that he did not feel that any further studies were necessary.

A lengthy discussion followed with all agreeing that there is a need to extend water and sewer facilities beyond the present Town boundaries. The group also decided to form a Committee made up of all the members of the Appomattox County Board of Supervisors and all members of the Appomattox Town Council, Mayor Ronnie Spiggle, Aileen Ferguson and Wayne Lewis. The committee will work toward obtaining a site for an industrial park, provide all utilities to the site, and work towards future needs and concerns.

The meeting was adjourned at 11:00 A.M.

Chairman

The regularly scheduled monthly meeting of the Appomattox County Board of Supervisors was held in the Board's meeting room, Courthouse Square, Appomattox, Virginia on Monday February 7, 1994 at 7:00 P.M.

Present:
Dennis W. Torrence - Appomattox River District
Nina B. Beasley - Falling River District
Frank H. Carwile - Wreck Island District
Russell H. Moore - Piney Mountain District
Philip E. "Gus" Paulette - Courthouse District

Also Present:
Aileen T. Ferguson - County Administrator
Thomas W. Lawson - County Attorney

Mr. Torrence presiding, called the meeting to order at 7:00 P.M. and asked Mr. Moore to give the invocation.

Mr. Torrence asked if anyone had any additions to the agenda.

Mr. Carwile requested that time be allotted each month, on the agenda, after the appearances, to give Board members an opportunity to express any concerns that they may have.

Mr. Torrence then called Ms. Sandra Lindsey, Resident Engineer, Virginia Department of Transportation, to appear before the Board. Ms. Lindsey began by explaining that she is not sure if the pothole on Main Street, Pamplin has been repaired but that it was on the list to be taken care of. Also, Ms. Lindsey stated that she had spoken to traffic engineering in Lynchburg concerning the signs in front of Mt. Obed Church and they were going to check this out and get back with her. Ms. Lindsey also informed the Board that the Route 656 project was supposed to be advertised in February 1994 but due to some delays, it would be advertised in March 1994. Ms. Lindsey asked if anyone had questions for her.

Mr. Carwile questioned whether anything had been done on Route 608 in the area of Route 609, to correct a problem with the road being slick. Mr. Carwile stated that several accidents have occured in this area and that he has requested something be done on several different occasions.

Ms. Lindsey said that she thought that steps had been taken to correct this condition and that she would verify this.

Mr. Carwile continued by saying that the residents in this area did not get salt on their road during the icy conditions that other areas did receive.

Ms. Lindsey said that salt was not used on any secondary roads, only abrasives.

After further discussion, Mr. Torrence thanked and excused Ms. Lindsey and called Freddy Godsey, Emergency Services Coordinator.

Mr. Godsey presented the Board with the Emergency Operations Plan for Appomattox County and gave a brief explanation of how services are to be provided, under the plan during a disaster. Mr. Godsey then asked the Board to pass a resolution adopting the operations plan.

Mr. Carwile made a motion seconded by Ms. Beasley to adopt the following resolution:

RESOLUTION

AUTHORIZING ADOPTION OF EMERGENCY OPERATIONS PLAN FOR APPOMATTOX COUNTY

WHEREAS, the Board of Supervisors for the County of Appomattox, Virginia, is greatly concerned with the health, safety, and well-being of its citizens and desires that the best possible emergency services by available to them: and

WHEREAS, the Commonwealth of Virginia Emergency Services and Disaster Law of 1973, Chapter 3.2 of Title 44 of the Code of Virginia, 1950, as amended, requires that each city and county in the Commonwealth maintain an Emergency Operations Plan (EOP) which addresses its planned response to emergency situations; and

WHEREAS, such an EOP has been developed by County staff in coordination with the Virginia Department of Emergency Services incorporating input from responsible local agencies.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Appomattox, Virginia that, on the 7th of February, 1994, it does hereby officially adopt the revised and current Appomattox County Emergency Operations Plan, to include plans and procedures for both peacetime and war-caused disasters.

Vote: Ms. Beasley, aye; Mr. Carwile, aye: Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

After discussion concerning evacuation centers and the need for a generator to keep the center usable in all circumstances, the Board thanked and excused Mr. Godsey.

Mr. Torrence next recognized Mr. Phillip Jamerson of the ACTIONS committee.

Mr. Jamerson began by stating that he would just read the ACTIONS committee's agenda and explained that the committee's basic goal was to assist the School Board in completing the athletic complex.

Mr. Jamerson explained that there were four (4) sub-committees set up to handle various aspects of the project. They are as follows:

1) Design Committee, Chairman Fred Kruschwitz
2) Funding Committee, Chairman W. E. "Bill" Jamerson
3) Publicity Committee, Co-Chairman, Debbie Rush and Frank

Robinson

4) Construction Management Committee, Chairman Phillip Jamerson

Mr. Jamerson continued by giving tenative construction dates for the various aspects of the construction.

After a general discussion, Mr. Torrence thanked and excused Mr. Jamerson.

Mr. Torrence asked if any member of the Board of Supervisors had comments or concerns that they would like to address.

Mr. Carwile began by stating that he had been approached by citizens questioning if the County was going to have a dog confinement period this year. Mr. Carwile continued by saying that it appears that the confinement period was left out of the revised code. Mr. Carwile would like to see the confinement period be during Spring Gobbler Season.

Mr. Lawson, County Attorney will check into this and bring back to the Board.

Mr. Carwile also asked that minutes, as corrected, be included in the Board Book.

Mr. Torrence presented a request from the Health Department that Dr. Joanna Harris be appointed to the Comprehensive Services Management Team in place of Mrs. Patricia Beale. Mrs. Beasley made a motion seconded by Mr. Paulette to appoint Dr. Joanna Harris to replace Mrs. Patricia Beale on the Comprehensive Services Management Team. Vote: Ms. Bealey, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mrs. Ferguson presented a request for funding from Crisis Line for the remainder of FY94. After discussion, and considering other budget obligations, the Board, by consensus, agreed to address this at budget time.

Mrs. Ferguson next presented a request for funds for housing inmates in other jails. Mr. Carwile made a motion seconded by Mr. Moore to approve a supplemental appropriation of $1,600.00 for housing inmates in other facilities. Vote: Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mr. Torrence asked if the other Board members would be agreeable to moving the Planning Commission recommendations up on the agenda so that those present would not have to wait any longer for a decision.

Everyone being in agreement, Mrs. Ferguson read petition #94-213 of John and Sue Ranson and Murrell and Alice Thomas for a conditional use permit for expanding mobile home park by 14 lots. Property is zoned A-1 and is located on Route 622 between Route 620 and Route 633. The Planning Commission recommends disapproval.

Mr. Carwile began by stating that he would like to ask the Board to evaluate this application on it's merits only. Mr. Carwile continued by stating that several of the adjoining property owners were Mr. John Ranson, Sr., Mr. Murrell Thomas and Mr. Monk Childress and that Mr. John Ranson, Sr. had not attended the public hearing and had made no comments concerning this request. Mr. Carwile stated that this property is located in an Agricultural District and that mobile homes are a permitted use in A-1. Mr. Carwile, also stated that there were many other permitted uses in A-1 that, in his opinion, would be much worse than these mobile homes. Mr. Carwile has visited this site and in his opinion this is an ideal location for just such a mobile home park.

Mr. Torrence asked Mr. Carwile if mobile home parks were a permitted use in A-1?

Mr. Carwile stated that it states that "mobile homes as provided". Mr. Carwile continued by siting other sections of the zoning ordinance and questioned why this application needed to go to public hearing.

Mrs. Ferguson noted that due to the number of mobile homes that were requested on this one parcel, this constituted a mobile home park, and therefore a conditional use permit would be required.

Mr. Carwile questioned who should be allowed to voice their concerns about this application? Should it only be the adjoining property owners, or anyone in the County?

Mr. Torrence addressed the question by stating that the public hearing allowed any citizen to express their views.

After further discussion, Mr. Carwile made a motion seconded by Mr. Moore to table this decision until the March 1994 Board meeting and for Mrs. Ferguson to get information from the Planning Commission as to why the petition was disapproved. Vote: Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye, Mr. Paulette, aye; and Mr. Torrence, nay.

Mrs. Ferguson read the next petition #94-214 of Wilmer E. Browning to rezone property to B-1 and conditional use permit to allow existing building to be used for satellite sales and service. Property is zoned R-1 and is located on Route 460 between Route 646 and Route 674. The Planning Commission recommended approval.

Mrs. Beasley made a motion seconded by Mr. Carwile to accept the Planning Commissions recommendation and approve petition number 94-214 of Wilmer E. Browning. Vote: Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

The next item for consideration was a request from the Appomattox Volunteer Fire Department for additional funds to supplement their fuel budget for the remainder of FY94. After discussion, Mrs. Beasley made a motion seconded by Mr. Carwile to make a supplemental appropriation of $500.00 to the Appomattox Volunteer Fire Department for fuel oil for the remainder of FY94. Vote: Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, nay; Mr. Paulette, aye; and Mr. Torrence, nay.

Mr. Torrence next presented a request from the Animal Warden for reimbursement for animal killed by stray dogs. After discussion, and by consensus of the Board, this matter was tabled until the March 1994 meeting and Mrs. Ferguson is to research the dog tag fund and claims procedure.

Mr. Torrence next presented a request for a supplemental appropriation to pay the County's part of the Route of Lee's Retreat tour. Mr. Paulette made a motion seconded by Mr. Carwile to appropriate $78.65 for the County's part of the Route of Lee's Retreat tour. Vote: Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Next Mr. Torrence presented the Landfill Bond Appropriation request. After discussion, Mr. Moore made a motion seconded by Mr. Paulette to appropriate $5,000.00 from the Landfill Bond Fund to pay D. S. Nash Construction Company the remainder of his contract. Vote: Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mrs. Beasley made a motion seconded by Mr. Paulette to appropriate the following from the Landfill Bond Fund:

Central Virginia Labs	$1,105.00
Central Virginia Labs	1,105.00
Leases	2,165.00
	2,660.00
Hurt & Proffitt	4,192.04
	$11,227.04

Vote: Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mrs. Ferguson next presented the Memorandum of Understanding for Virginia Cooperative Extension Service that was tabled at the January 1994 meeting for further review. After a lengthy discussion, the Board by consensus, requested that Mrs. Ferguson and Mr. Lawson review this document and return to the Board for approval at the March 1994 meeting.

Mrs. Ferguson presented several request for dues and seminar expenses. Mrs. Beasley made a motion seconded by Mr. Moore to pay $50.00 dues to V.A.L.E.C.O. for Mrs. Barbara Williams, Clerk of Circuit Court from 1101-5801. Vote: Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mrs. Beasley made a motion seconded by Mr. Moore to approve for four (4) people to attend the VACo/VML 1994 Legislative Day on February 17, 1994, payment to come from 1101-5504. Vote: Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mr. Torrence presented the next item for discussion which was the need to set the real estate tax rate prior to March 15, 1994. After discussion, Mr. Carwile made a motion seconded by Mr. Paulette to hold the real estate tax rate at .70 cents per hundred. Vote: Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mrs. Ferguson presented information concerning property owned by the County that Mr. Henry Wright is asking to purchase. After reviewing information presented Mr. Carwile made a motion seconded by Mrs. Beasley to accept Mr. Henry Wright's offer of $2,300.00 for property, as long as the agreement that Mr. Lawson has drafted is signed, located on Route 460 at the Elementary School. Vote: Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Minutes of the Public Hearing of December 13, 1993 and the Organizational Meeting of January 10, 1994 were presented for corrections and approval. Mrs. Beasley made a motion seconded by Mr. Moore to approve minutes of the Public Hearing of December 13, 1993 and the Organizational Meeting of January 10, 1994 as presented. Vote: Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mrs. Ferguson asked the Board what they would like to do concerning the Summer Youth Program. After discussion, Mrs. Beasley made a motion seconded by Mr. Carwile that Appomattox County submit a grant proposal for the summer youth program and that Carolyn Lawson complete and submit this proposal. Vote: Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mrs. Ferguson presented a request from Judge Lawson to pay for books. Mr. Carwile made a motion seconded by Mr. Paulette to approve a supplemental appropriation in the amount of $191.46 to Juvenile & Domestic Relations Court's budget for books. Vote: Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mrs. Ferguson presented a request from Mr. Peterson, Solid Waste Administrator, to attend a conference. Ms. Beasley made a motion seconded by Mr. Moore to approve for Mr. Peterson to attend the 12th Annual Virginia Waste Management Conference and expenses be paid from 1101-5504. Vote: Ms. Beasley, aye; Mr. Carwile, nay; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mrs. Ferguson requested the Board set a date for a public hearing on Phase II of the ISTEA application on the Route of Lee's Retreat. By consensus, the Board set the date as March 1, 1994 at 7:00 P.M. in the Courtroom.

Mrs. Ferguson informed the Board that the County received $5,265.66 as a reimbursement from the State for a portion of recordation taxes. These funds will be issued quarterly to the locality. Mrs. Ferguson explained that Code Section 58.1-816.C outlined how this reimbursement could be used.

Mrs. Ferguson presented a request from Mr. Peterson for approval to install a ramp to be used during wet weather.

Mr. Carwile explained that he had visited the landfill and discussed this with Mr. Peterson. Mr. Carwile explained the need for this ramp to the other Board members and that he felt this was a necessity. Mr. Carwile also expressed that he felt this project should be put out for bid with other contractors in the County given an opportunity to bid on this job. Mr. Carwile made a motion seconded by Mr. Paulette that funds be approved from the Landfill Bond Fund for the construction of a "wet weather ramp" and that other contractors in the County be given an opportunity to bid on this project. Vote: Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mrs. Ferguson and Mr. Torrence brought the Board information concerning a meeting they attended regarding regional jails. After discussion the Board by consensus agreed to continue to study this concept.

Mrs. Ferguson presented the Board members with copies of the Annual Audit Report for FY93. Also, Mrs. Ferguson gave the Board a letter from Dr. Thomas addressing the concerns that the auditor had with certain School Board practices. Discussion followed concerning the audit report. After discussion, Mr. Carwile made a motion seconded by Mr. Paulette that Mr. Montoro and Dr. Thomas attend the March 1994 meeting to discuss the audit comments. Vote: Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mr. Torrence gave the Board information concerning a proposed addition to Southside Community Hospital that would enhance the services that the hospital presently provides. Mr. Paulette made a motion seconded by Mr. Moore that Mrs. Ferguson write a letter of support for Southside Community Hospital's proposed addition. Vote: Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Ms. Beasley made a motion seconded by Mr. Paulette to enter into executive session to discuss legal matters at 10:55 P.M. Vote: Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

On a motion by Mr. Paulette, seconded by Mrs. Beasley, it was resolved the Board of Supervisors return to regular session at 10:58 P.M. Vote: Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

On a motion by Mr. Paulette seconded by Ms. Beasley, the following resolution was adopted:

WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification motion applies, and (ii) only such executive matters were heard; discussed or considered by the Appomattox County Board of Supervisors.

Vote: Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mr. Lawson requested the Board appropriate funds to replace a printer in his office. The printer cost is $1,339.00 and the Compensation Board will reimburse the County $900.00 toward this purchase. Mr. Carwile made a motion that a supplemental appropriation of $1,339.00 be made to the Commonwealth Attorney's budget to purchase a printer with $900.00 to be reimbursed to the County from the Compensation Board. The motion was seconded by Ms. Beasley. Vote: Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Being no further business, Mr. Paulette made a motion seconded by Mr. Carwile to adjourn. Vote: Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Chairman

A joint meeting of the Appomattox County Board of Supervisors, Appomattox Town Council and the Pamplin Town Council was held on Monday, February 14, 1994 at 6:00 P.M. in the Appomattox Town Council Chambers.

Present (Board of Supervisors):
- Dennis W. Torrence - Appomattox River District
- Frank H. Carwile - Wreck Island District
- Russell H. Moore - Piney Mountain District
- Philip E. "Gus" Paulette - Courthouse District

Absent (Board of Supervisors):
- Nina B. Beasley - Falling River District

Present (Appomattox Town Council):
- Mayor Ronnie Spiggle
- Steve Lawson
- H. W. Conner
- R. W. Mitchell
- S. E. Carter
- W. H. Carson

Absent (Appomattox Town Council):
- R. L. Bass

Present (Pamplin Town Council):
  Elizabeth Edwards

Absent (Pamplin Town Council):
  David Bailey
  Kalena Baldwin
  Margaret Baldwin
  Johnnie Elder
  Ruth Williamson

Mr. Jeff Taylor with Region 2000 made a presentation regarding the Goals and Objectives of Region 2000, all of which can be read in the report entitled "A Special Briefing for Elected Officials of Appomattox County, Town of Appomattox and Town of Pamplin". (A copy of this document is on file in the February 1994 Board file).

The meeting was adjourned at 7:00 P.M.

Chairman

A special meeting of the Appomattox County Board of Supervisors called pursuant to Virginia Code Section 15.1-538 was held on February 16, 1994 at 1:30 P.M., in the Board of Supervisors meeting room, adjacent to the Circuit Court Clerk's Office, Courthouse Square, North Court Street, Appomattox, Virginia.

Present:
  Dennis W. Torrence - Appomattox County District
  Frank H. Carwile - Wreck Island District
  Russell H. Moore - Piney Mountain District
  Philip E. "Gus" Paulette - Courthouse District

Absent:
  Nina B. Beasley - Falling River District

Also present:
  Aileen T. Ferguson - County Administrator
  Thomas W. Lawson - County Attorney

The purpose of the special meeting was to discuss adopting a resolution declaring a local emergency.

Mr. Torrence, presiding, called the meeting to order.

Mr. Torrence explained that as Emergency Services Director he had declared a local emergency on February 11, 1994 due to icy conditions and residents being without electricity.

After discussion, Mr. Carwile made a motion seconded by Mr. Moore to adopt the following resolution:

LOCAL EMERGENCY RESOLUTION

WHEREAS, the Board of Supervisors of the County of Appomattox does hereby find:

1. That due to the heavy rains, freezing rain and sleet the County of Appomattox and its citizens have sustained considerable loss and damage to property; and
2. That due to the rain, freezing rain and sleet a condition of extreme peril necessitates the proclamation of the existence of an emergency;

NOW, THEREFORE, IT IS HEREBY PROCLAIMED that an emergency now exists throughout the County; and

IT IS FURTHER PROCLAIMED AND ORDERED that during the existence of said emergency the powers, functions, and duties of the Director of Emergency Services and the Local Emergency Planning Committee of the County of Appomattox shall be those prescribed by State Law and the ordinances, resolutions, and approved plans of the County of Appomattox in order to mitigate the effects of said emergency.

Vote: Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mr. Paulette made a motion to adjourn seconded by Mr. Moore. Vote: Mr. Moore, aye; Mr. Carwile, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Chairman

A public hearing of the Appomattox County Board of Supervisors was held March 7, 1994 at 6:30 P.M. at the Board's Meeting Room, Courthouse Square, North Court Street, Appomattox, VA.

Present:
Dennis W. Torrence - Appomattox River District
Nina B. Beasley - Falling River District
Frank H. Carwile - Wreck Island District
Russell H. Moore - Piney Mountain District
Philip E. "Gus" Paulette - Courthouse District

Also Present:
Thomas W. Lawson - County Attorney
Aileen T. Ferguson - County Administrator

Having been duly advertised the public hearing was called to order at 7:00 P.M., Mr. Torrence, Chairman, Appomattox County Board of Supervisors, presiding.

Re: $\$3.25 \times 10^6$;

#371
Start.

Also
See also;
Page 378
Page 383
Page 413

Thank you.
Frank Givens

seconded by Mr. Moore to move the meeting to
Beasley, aye; Mr. Carwile, aye; Mr. Moore,
Mr. Torrence, aye.

in the Courthouse and Mr. Torrence stated
was to receive comment on the proposed
the amount of $1,000,000.00 from the
ority. Mr. Torrence continued by stating
sed to finance capitol projects for the

yone wishing to speak would be recognized
ate their name and address for the record.

d and gave his address as Route 3, Box 603,
District. Mr. Woodley began by addressing
fellow Appomattox residents:

Supervisors and my fellow Appomattox

omplex for Appomattox is a wonderful idea.
ols. Appomattox should have both.
But the schools must come first. Sports are
gins on the opening day of baseball season,
not pursue athletics first at the expense
is why we have a school system in the
was falling down we'd fix it before
inves ingle gym and tree house for the backyard.

A basketball team has five starters. No more. There are nine starters for a baseball game. Ten with the designated hitter. And twenty-two people start on offense and defense for a football team. Meanwhile, there are 2,274 children in Appomattox classrooms five days a week, and 332 children in the middle school. I consider their educational needs to be most important. Those 2,274 children represent nearly 20 percent of the county's entire population. Approximately one-fifth of Appomattox County is in an Appomattox County classroom. Mathematically, those starters on the basketball, baseball or football teams don't equal one-hundreth of one percent of the county's population. Those athletes should be more important to us as students. We need to care about them as people seven days a week, not just game day.

Sports provide valuable lessons of team-work, honest competition, self-esteem, and how to win and lose with dignity. Sports also provide an obvious and public rallying point for the community, a place where we can all come together and cheer for our county. These are all very important. But athletic success at the expense of academic achievement is a hollow, empty victory. The important goal of any school system should be to make academic starters of every single boy and girl who enters the classroom--2,274, not five,-- not nine or ten,--not 22. But everyone. Let's make them starters in the very real contest of living good and productive lives. Their failure in life costs us dearly.

I am not here to criticize any resident who has put their time, energy and money into the athletic complex project. They are doing something good for our community. And all of us here want what is best for Appomattox. On that we should all agree. I hope we see a similar commitment of time and money from the community for academic construction. Academic scores don't make the daily papers, television and radio, but they are more important.

Can we afford state-of-the-art classrooms? We can't afford not to have them. In the last two years the people of Appomattox have spent nearly two million dollars on Virginia lottery tickets. Nearly two million dollars each year. And since the lottery began in 1989 the people of Appomattox have spent $7.2 million dollars on lottery tickets. Had that money been invested in school construction we could have transformed our facilities for middle school education and athletic competition.

Yes, we can afford state-of-the-art classrooms. The money, obviously, is out there. Appomattox ranks 66th in the state in lottery spending, but 132nd in average teacher salaries. 132 out of 133 counties and cities. Next to last in the whole state of Virginia. Appomattox needs to do a better job of supporting public education.

Curiously, a groundbreaking for the sports complex has already been publicly announced and official decisions have apparently already been made by the school board and supervisors without a public hearing for the taxpaying voters. Why? Fortunately, this public hearing was required by law.

I oppose this $1 million bond and have 2,274 reasons for opposing it. Every child in our school system is a reason. Instead, I urge the county to apply for a single bond issue large enough to take care of the vital academic needs first--like a new middle school--as well as the playing fields.

Because when the cheering stops after Friday night football games reality kicks the door in. There are lives to be lived, jobs to be done, families to be raised. The real-life starts after the cheering has stopped.

That is why our children go to school."

Mr. Torrence thanked Mr. Woodley and recognized the next person who wished to speak.

Mrs. Deborah W. Powell came forward and stated her address as 113 Maple Street, Appomattox, VA. Mrs. Powell acknowledged the audience and members of the Board.

"Gentlemen and Members of the Board:

My name is Deborah W. Powell. For those of you not familiar with my background, I served for eight (8) years on the Appomattox County School Board and have two (2) children who have been thru the

Appomattox County School System. Our daughter is currently attending William and Mary and our son will graduate in June. He has played three sports every year during his high school career and it has added much to his growth and character to have had that opportunity--However, he did not choose a college or career based on his sports interest.

I am totally in favor (and have been) of the new sports complex. However, it should never take precedent over a classroom facility. For years we have recognized a need to address the physical facility at the middle school and realized that most improvements made during the 80's were only stop gap until something more in keeping with the needs of the students and current technology could be built.

As a member of the Historical Society I recognize the historical significance of the building but it has outlived its usefulness as a learning facility. Continuing in the stop gap mode only delays the inevitable and makes it infinitely more costly.

If money is the issue - then lets get our priorities in order. If we can only service $4.25 million in debt then let's put it into classrooms where every child will benefit. Better yet let's let the community decide where they want the money spent or if they would support an increase in taxes if it would go to fund these projects.

I am sure you are aware of all the benefits of quality education for a community but I am here to tell you as someone who has actively recruited professionals for our community it is the number one concern. How can we hope to participate effectively in Region 2000 if we are only supporting a sports complex.

I could go on and on with reasons and statistics to support my case and will if you invite me back. However, I would hope that you the Board of Supervisors would rethink this expenditure and consider fully funding a new middle school as well as the complex by putting together the same kind of enegetic group as the ACTION committee to find a way to accomplish both goals.

If not, what have our children learned by our example - that the playing field is ultimately more important than the classroom - I should hope not.

Thank you."

Mr. Torrence thanked Mrs. Powell and recognized Mrs. Renee Hoffman.

Mrs. Hoffman stated her address as Route 4, Box 124, Appomattox, VA.

"Members of the Board of Supervisors I come before you tonight to oppose the $1 million bond proposal for construction of a sports complex and renovation of the middle school.

Based on my conversations with many people in the community that they have been convinced through omissions and rhetoric that this $1 million dollars has been approved, spent and that the case for a new middle school has been closed. It is my understanding that tonights public hearing will decide whether this bond proposal will be approved or not. The list of questions regarding this bond issue gets longer every time I talk to someone.

1. When was the public hearing approving use of 2/3 of the million dollars for construction of a sports complex? Why doesn't public opinion matter?

2. Why has it been deemed necessary to float a million dollar bond now when the board has approved a motion to float an additional $3.25 million in 1995?

3. Why isn't the full amount proposed for bonds of $4.25 being put on the November ballot so the public can make an informed decision?

4. Why is there a ground breaking ceremony scheduled for March 19 for the sports complex when the majority of funds for construction of that complex will come from the proposed million dollar bond issue which hasn't yet been passed?

5. Why is a new sports complex taking priority over the existing needs for academic facilities for repair and replacement? How many of us would borrow money to put an addition on our house if the roof had a hole in it?

6. How is it that based on approximately 2 dozen citizens showing an interest in the sports complex the majority of funds from the $1 million bond will go to the sports complex? Is this bond being pushed through now only to facilitate the construction of the sports complex?

7. Doesn't putting off the construction of a middle school now and incurring additional debt service for renovation jeopardize this new construction in future?

8. Wasn't it the recommendation of Dr. Thomas and the school board to build a new middle school and isn't the proposed $4.25 million bond issuance in line with Dr. Thomas' projection for construction?

9. Have all possibilities been exhausted to provide our children with what they need?

10. Is renovating a building built in 1903 and previously renovated in the 30's the best we can do for our children?

How appalling if it is.

I trust that you will vote down this proposed million dollar bond issuance and put more effort into devising a well planned, well constructed, educational facility."

Mr. Torrence thanked Mrs. Hoffman and asked if anyone else wished to speak.

Mrs. Audrey Wright came forward and gave her address as P. O. Box 313, Appomattox, VA. Mrs. Wright stated that she shares many of the same feelings that have been expressed by the other speakers. Ms. Wright continued by saying that she would like to see the Board take full advantage of the resources made available to it by the ACTIONS Committee. Mrs. Wright suggested that the Board challenge the ACTIONS Committee to come up with the major portion of the funding needed for the sports complex. Mrs. Wright felt that if this were done the Board could use the resources at their disposal to meet the needs of a new middle school.

Mr. Torrence thanked Mrs. Wright and asked if anyone else wished to comment. Hearing no further comments the public hearing was closed at 6:50 P.M.

Dennis W. Torrence
Chairman

The regularly scheduled monthly meeting of the Appomattox County Board of Supervisors was held in the Courthouse, Courthouse Square, Appomattox, Virginia on Monday, March 7, 1994 at 7:00 P.M.

Present:
- Dennis W. Torrence - Appomattox River District
- Nina B. Beasley - Falling River District
- Frank H. Carwile - Wreck Island District
- Russell H. Moore - Piney Mountain District
- Philip E. "Gus" Paulette - Courthouse District

Also Present:
- Thomas W. Lawson - Commonwealth Attorney
- Aileen T. Ferguson - County Administrator

Mr. Torrence, presiding, called the meeting to order at 7:00 P.M. and asked Mr. Carwile to give the invocation.

Mr. Torrence asked if there were any additions or changes to the agenda.

Mrs. Ferguson asked that the Additional Items for Consideration be added to the end of the agenda. Also, Mrs. Ferguson informed the Board that Mrs. Lee would not be attending the meeting and requested her concern be moved from item 7 on the agenda to item 21A.

Mr. Paulette asked that he be given an opportunity to comment on Region 2000.

Being no further changes or additions to the agenda, Mr. Torrence called Ms. Sandra Lindsay, Virginia Department of Transportation, Resident Engineer, to appear before the Board.

Ms. Lindsay began by giving a brief explanation of the County Primary and Secondary Road Fund (Revenue Sharing Program) and requested the Board members review the information presented on this fund and be prepared at the April meeting to make a decision on whether to apply for these funds.

Mr. Torrence asked if anyone had any questions for Ms. Lindsay.

Mr. Torrence questioned the route that was staked for the improvements to state route 701.

Ms. Lindsay said that the route had been staked where the park service required.

Mr. Torrence stated that he had spoken with Mr. Montgomery and they were willing to work with the County on this project.

Mr. Carwile asked Ms. Lindsay if she had a report for him on route 608.

Ms. Lindsay explained that with the weather problems, they have not had an opportunity to do any work in this area. Also, the weather conditions have not been appropriate for this type of work.

Mr. Carwile asked about the sign at Mt. Obed Church.

Ms. Lindsay said that traffic engineering has not responded to her request as of this meeting.

Being nothing further for Ms. Lindsay, Mr. Torrence thanked her and recognized Ms. Dorothy Freeman, District Director, Virginia Cooperative Extension.

Ms. Freeman began by saying that she would try to answer any questions the Board had concerning the Memorandum of Understanding requested by Virginia Cooperation Extension.

Ms. Freeman explained that Virginia Cooperative Extension tried to update the agreements periodically with each locality.

After discussing several concerns that the Board members had, Ms. Freeman agreed to rework the agreement and return for Board approval at the April 1994 meeting.

Mr. Torrence thanked Ms. Freeman for her time and called Mr. John Montoro, Montoro and Associates, Inc. to appear before the Board.

Mr. Montoro began by presenting the Board with a handout showing comparisons with other similar size localities. (Handout in March 1994 Board File). Mr. Montoro continued with general information concerning the FY93 audit.

After discussion, Mr. Torrence thanked and excused Mr. Montoro and called Dr. Belle S. Wheelan, President, Central Virginia Community College.

Mr. Torrence welcomed Dr. Wheelan and Mrs. Ruth Webb.

Mrs. Webb began by explaining that she represented Appomattox County on the Central Virginia Community College Board. Mrs. Webb introduced Dr. Wheelan and Mr. John Pool, Dean of Finance and Administrative Services, and asked that they give an explanation to the Board of Supervisors concerning their request for $71,221.00 for infrastructure for a new building at Central Virginia Community College.

Dr. Wheelan explained that due to a bond issue Central Virginia Community College has a new building scheduled for construction. The problem that now exist is that the bond money may not be spent for site development. Dr. Wheelan explained the requested funding amounts and what the funding would be used for.

After a lengthy discussion, Mr. Torrence assured Dr. Wheelan that the Board would consider the request at budget time.

Mr. Torrence called Ann Lawson, Recreation Director to come before the Board and present recommendations from the Recreation Advisory Committee concerning policy on the use of the concession stand at the ballpark and use of the ballfield.

Mrs. Lawson presented the Board with draft agreements for use of the concession stand and ballfield.

After discussion, Mr. Carwile made a motion seconded by Mr. Moore to accept the following agreements:

APPOMATTOX COUNTY BALL PARK CONCESSION STAND AGREEMENT

Any individual or group wishing to operate the Appomattox County Ballpark Concession Stand will be expected to operate the concession for all home games during the high school baseball season and the Appomattox Youth Association Baseball season which is typically March-July.

RULES FOR CONCESSION OPERATION

1. Any individual or group operating the concession will furnish all equipment and supplies needed.

2. The concession stand should be kept clean at all times. The county reserves the right to inspect the area monthly and spot check the area if needed. No food or any other substance which may attract insects is to be left open in the stand. The concession stand is to be used for food items only. No equipment should be stored in the concession stand.

3. At the end of the operating season the individual operating the concession stand will have 30 days to remove all perishable food and equipment. The concession stand should be cleaned throughly.

4. A $50.00 deposit will be collected at the beginning of the

operating season to ensure the building will be left clean and orderly. The deposit will be returned at the end of the season after the building has been inspected by county.

5. The individual operating the concession stand will be responsible for picking all trash up nightly as well as emptying all trash barrels into the dumpster. ALL TRASH SHOULD BE EMPTIED OUT OF THE CONCESSION NIGHTLY.

APPOMATTOX COUNTY BALL FIELD USE AGREEMENT

As defined in this policy "Long Term" is a request to use the field more than once per week over a period of time. Example: Appomattox County High School (February - May), Appomattox Youth Association (May - July). Individuals or groups (Clubs) wishing to conduct a tournament as a fund raising event (2 - 3) days over a weekend.) Initial contact would be a member of the Appomattox County Recreation Department.

THE FOLLOWING GUIDELINES MUST BE FOLLOWED:

1. Written application must be made by one or more persons who will sign this agreement form. This person(s) will then be our main contact in the event of problems.

2. No alcoholic beverages allowed on grounds at any time.

3. Applicant(s) should complete an application for the use of the ball field and return to the Recreation Department prior to your event.

4. All games must terminate by 11:00 P.M. and lights turned off by 11:30 P.M.

5. In the event of inclement weather (wet field/grounds) the Recreation Department should be contacted to determine whether or not the ball field is playable. (Coaches may decide for the high school or the Youth Association Teams.)

6. No fees (admission/parking) can be charged unless county's approval is given. The county reserves the right to know why a fee is necessary and what the money collected will be used for.

7. Appomattox County will furnish and maintain field, lights, and major repairs; subject to Board of Supervisors approval.

8. It is extremely important that applicant(s), League Officials, and Coaches enforce the following:

    A. Park in designated areas only.
    B. Trash should be picked up nightly and placed in barrels.
    C. Infield, pitchers mound, and batters box should be left in good condition as found.
    D. Field and grounds should be policed nightly.

9. All equipment should be properly stored in the equipment room. All equipment should be placed on shelves or hung up. The Appomattox County Recreation Department nor the County of Appomattox will be responsible for any equipment stored in any building at the Appomattox County Ball Park.

10. All buildings such as concession, press box, equipment room, and bath rooms should be left clean and orderly at all times. Concession must be left clean at all times. The concession is to be used for food items only. No sports equipment, uniforms, or lawn equipment should be stored inside of the concession building. A $50.00 deposit fee will be charge to insure all property is left as found. The deposit will be returned after the property is inspected by the Recreation Department.

11. Parents, League Officials, Coaches, Applicant(s) and other adults are to maintain reasonable control over children to insure their safety and protect the County's property from damage or abuse.

12. A fee of $50.00 per day is charged for maintenance of the field during tournament play.

13. Applicant(s) must furnish proof of insurance. Appomattox County and Appomattox County Recreation Department accepts no responsibility or liability for injuries or damage to individuals or personal property when field is being used. The individual group assumes this responsibility.

Having read and agreed to the terms and conditions for use of the Appomattox County Ball Field, application is hereby being made for the use of the field by:

____

(Name of League, Organization, or Club)

This application is being made for use of the field for:

Date: ______________________________

Time: ______________________________

Day(s) of Week: ________________________

Signature of Responsible Party: __________________

Vote: Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mrs. Lawson asked the Board if the Advisory Committee could have an account with Mrs. Belter to deposit funds raised for the ballpark.

After discussion Mr. Carwile suggested that the Board look into this matter and make a decision at a later date.

Mr. Torrence thanked and excused Mrs. Lawson and called Janet Belter, Treasurer.

Mrs. Belter began by stating that revenue was looking good this year. Mrs. Belter continued by asking the Board for authorization to dispose of stocks, land, etc. that may be donated to the County for the athletic complex.

Mr. Carwile stated that he felt that no decision should be made concerning Mrs. Belters request until the Board has made a decision from the Public Hearing concerning the issuance of the bonds.

Mr. Torrence agreed and told Mrs. Belter that after the decision on the bond issuance was voted on, the Board would act on her request.

Mrs. Belter next requested approval to attend a Treasurer's meeting in Roanoke. Mrs. Beasley made a motion seconded by Mr. Carwile to approve expenses for Mrs. Belter to attend a Treasurers meeting in Roanoke. Vote: Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mr. Torrence next recognized Mrs. Renee Hoffman.

Mrs. Hoffman began by thanking the Board for the opportunity to come before them and express her concerns. She continued by stating that she opposed the proposed $1,000,000.00 bond issuance, financed by either the VPSA or the private sector. Mrs. Hoffman expressed that she feels that sports are being put before education. Mrs. Hoffman asked if the Board could not table the bond issuance until the citizens can come to a consensus on the middle school. Mrs. Hoffman requested that the Board challenge the ACTIONS committee to raise 70% to 80% of the needed funds for the athletic complex, if the Board continued to feel that the complex was needed. Mrs. Hoffman concluded that the public hearing notice stated "on Monday the 7th day of March 1994 the Board of Supervisors of Appomattox, Virginia, will hold a public hearing on the proposed issuance of school bonds for Appomattox County, in the maximum amount of $1,000,000.00". Mrs. Hoffman said that "if, as was indicated, to us at the beginning of the public hearing, that hearing was actually to approve the funding of these bonds from VPSA or, the private sector, and not to approve the issuance of those bonds, then I feel strongly that the public has been mislead. Therefore, at this time I request, of the Board, that a new public hearing be held on both the approval of the bond issue and a new public hearing on the vehicle to fund that bond issue". Mrs. Hoffman thanked the Board.

Mr. Torrence asked if any Supervisor had concerns to discuss.

Mr. Carwile began by saying that he felt that the Board needed an organizational chart and that they should direct Mrs. Ferguson to get this to present at the next meeting. Mr. Carwile feels that this would give everyone specific knowledge of their position in the County organization.

Mr. Carwile next mentioned Dr. Wheelan's comments concerning mandates from the State on funding for the Community College. Mr. Carwile understands that the new Governor will VETO any mandates newly proposed and has requested that local government respond to any mandates presently in place with letters to him.

Mr. Carwile requested that Mrs. Ferguson request copies of the school pay scale and structured guidelines. Mr. Carwile asked that this be complete including Department Heads. Mr. Carwile requested that this include names, salaries, supplements, accumulated leave, and years of service.

Mr. Torrence next requested that Mr. Bill Caldwell appear before the Board to discuss Planning Commission recommendations.

Mr. Caldwell explained that, due to the ice storm, the Planning Commission did not meet for it's last scheduled meeting, so there were no new petitions for consideration.

Mr. Caldwell continued by saying that the Board had requested additional information concerning petition number 94-213 of John and Sue Ranson - Murrell and Alice Thomas. Mr. Caldwell explained that the Planning Commission recommended disapproval due to an inadequate site plan.

Mr. Torrence asked if anyone had any comments to make prior to a decision being made on this petition.

Mr. Carwile stated that with the information presented he felt that the Board could now make a factual decision in this matter.

Mr. Paulette made a motion seconded by Mrs. Beasley to accept the Planning Commission's recommendation and disapprove petition #94-213 of John and Sue Ranson-Murrell and Alice Thomas. Vote: Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mr. Torrence next asked Mrs. Ferguson to explain the request for a permit to operate a turkey shoot by Cross Country Hunt Club.

Mrs. Ferguson reviewed the application and informed the Board that Sheriff Richardson has no problems with this permit being approved.

Mr. Paulette made a motion seconded by Mr. Moore to approve Cross Country Hunt Club's application to hold turkey shoots as a fund raising project. Vote: Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mr. Torrence brought up the next item of business, which was the Vera Container Site and a proposed new site at Spout Spring.

After a lengthy discussion it was agreed that Mrs. Ferguson would have preliminary plans for the Vera site by the April meeting and a preliminary landowner agreement for the Spout Spring site.

Mrs. Ferguson presented a request from STEPS, Inc. for an appointment to their Board of Directors. The term of office would begin July 1994.

After discussion, the Board by consensus, agreed to make this appointment at the April meeting.

Mrs. Ferguson presented the next item on the agenda which was a request for payment of livestock damages and gave a brief explanation of the laws governing this.

Mr. Carwile made a motion seconded by Mr. Moore to pay $315.00 to Boyd Thompson for a cow killed by stray dogs. Vote: Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mrs. Ferguson presented a supplemental appropriation request from Charlie Peterson, Solid Waste Administrator, for stone for the road leading to Cell "I". Mrs. Beasley made a motion seconded by Mr. Moore to appropriate $3,392.07 as a supplemental appropriation from general operating funds to pay for stone used on the road leading to Cell "I". Vote: Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mr. Torrence next presented a request from Mr. Peterson to purchase an air compressor and tire cage for use at the landfill, from Landfill Bond Funds.

After discussion, Mr. Carwile made a motion seconded by Ms. Beasley to approve the purchase of an air compressor and tire cage, for use at the landfill, from Landfill Bond Funds. Vote: Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mrs. Ferguson presented a request from Mr. Peterson from the Landfill Bond Account to take care of routine expenditures. Mr. Paulette made a motion seconded by Mr. Moore to approve $5,930.00 from the Landfill Bond Account to pay the following expenses:

Central Va. Lab.	$ 1,105.00
Caterpillar Financial Services	2,660.00
Caterpillar Financial Services	2,165.00

Vote: Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mr. Torrence asked Mrs. Ferguson to give an explanation of the request from Brian Armontrout, Librarian.

Mrs. Ferguson explained that the Library Board has requested two (2) additional phone lines to be used for accessing the Internet System.

By consensus the Board agreed to look at this request during the budget process.

Mrs. Ferguson presented a request from W. M. Caldwell, Building Official, to transfer funds to cover gas expense. Mr. Paulette made a motion seconded by Ms. Beasley to approve a line item transfer of

$500.00 from 8111-3007 to 3401-5408. Vote: Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mr. Torrence presented a request from Brian Armontrout for reimbursement of expenses for convention. Ms. Beasley made a motion seconded by Mr. Moore to reimburse Mr. Armontrout $54.06 from 1101-5504 for convention expenses. Vote: Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mr. Torrence mentioned the next item on the agenda, dog confinement.

Mrs. Ferguson explained that when the County ordinances were recodified the running at large confinement period was omitted from the ordinance.

After discussion, Mr. Carwile made a motion seconded by Mr. Paulette to set a date for a public hearing to pass an ordinance setting confinement dates for dogs. Vote: Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mrs. Ferguson presented for discussion the disposition of three (3) old police cars and one (1) packer truck. Mrs. Ferguson explained that in the past we have placed vehicles in the school auction or recieved sealed bids on used vehicles.

Mr. Carwile made a motion seconded by Mrs. Beasley that these vehicles (3 police cars and 1 packer truck) be put in the school auction. Vote: Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mrs. Ferguson next presented a letter and drawing from Sheriff Richardson requesting additional office space. After reviewing the drawing, the Board by consensus, requested that Mrs. Ferguson have Sheriff Richardson get an estimate of the cost involved and bring back to the Board.

Mrs. Ferguson explained a request from The Greater Lynchburg Transit Company for Appomattox County's participation in a grant for two (2) vans to establish bus routes from Appomattox to Lynchburg.

After discussion, the Board by consensus agreed that they were not interested in applying for this grant, at this time.

The next item for consideration was a date to reschedule the March 1, 1994 public hearings, which were cancelled due to bad weather.

After discussion, Mr. Moore made a motion seconded by Mrs. Beasley to hold a public hearing on March 22, 1994 at 7:00 p.m. on the ISTEA grant application and March 22, 1994 at 7:30 P.M. on zoning petitions.

Next, the Board discussed the Virginia Water Resources Research Center and it's function.

After discussion, Mr. Carwile made a motion seconded by Mr. Paulette to write letters to the Governor in support of keeping funding in the budget for the Virginia Water Resources Research Center. Vote: Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mr. Torrence presented minutes for approval, and asked for corrections.

Hearing no corrections, Mrs. Beasley made a motion seconded by Mr. Moore to approve the minutes of the February 1, 1994 public hearing and recessed meeting; special meetings of February 5, 1994 and February 14, 1994; regular board meeting of February 7, 1994 and special meeting of February 16, 1994. Vote: Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mr. Torrence brought the subject of the pecan tree behind the School Board Office up for discussion and presented pictures taken by Mrs. Lee for the Boards review.

After review, and on a motion by Mr. Carwile seconded by Mrs. Beasley, the Board instructed Mrs. Ferguson to contact the contractor and have the tree topped.

Mr. Torrence asked if Mr. Paulette would like to give his report on Region 2000.

Mr. Paulette explained that the Region 2000 Board of Directors met and reviewed the proposed budget for the next three (3) years. The Board of Directors has set a rate of .90 cents per capita for public funding and the private sector is being requested to raise 1/2 a million dollars. Mr. Paulette requested that the Board of Supervisors authorize Mrs. Ferguson to write a letter stating that they are supportive of the Region 2000 concept. Mr. Paulette, also requested that a meeting be scheduled with the committee on the industrial development project and Mr. Lee Cobb to discuss our proposed sites and give direction as to what needs to be done to proceed with this endeavor. Mr. Paulette suggested March 16, 1994 at 7:00 P.M. at the Town Office for this meeting.

Mrs. Beasley made a motion seconded by Mr. Paulette to enter into executive session to discuss legal and personnel matters at 10:30 P.M. Vote: Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

On a motion by Mr. Paulette seconded by Mrs. Beasley, it was resolved the Board of Supervisors return to regular session at 10:50 P.M. Vote: Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

On a motion by Mr. Paulette seconded by Mrs. Beasley, the following resolution was adopted:

WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification motion applies, and (ii) only such executive matters were heard; discussed or considered by the Appomattox County Board of Supervisors.

Vote: Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mr. Paulette made a motion seconded by Mr. Moore, to proceed with the Bond issuance requested by the Appomattox County School Board.

Mr. Torrence called for discussion.

Mr. Carwile stated that he had been against this from the beginning and was making a substitute motion that this issued be tabled until the questions on the public hearing could be cleared up. Mr. Carwile felt that he was not properly informed of the public hearing so he was confident that the citizens were not informed.

Mr. Torrence stated that the public notice was advertised in the Lynchburg News exactly fourteen (14) days prior to the public hearing, therefore, the legal requirements had been met.

Mr. Carwile stated from his understanding the date or time was omitted from the public notice.

Mr. Torrence asked if there as a second to Mr. Carwile's substitute motion.

Hearing none, the substitute motion died for lack of a second.

Mr. Torrence called for a vote on Mr. Paulette's original motion. Vote: Mrs. Beasley, aye; Mr. Carwile, nay; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mr. Torrence than asked Mrs. Ferguson to present the additional items for consideration.

The first item discussed was an additional appropriation to the litter grant for litter control. This request was made due to additional funding from the State. Mr. Paulette made a motion seconded by Mrs. Beasley to make a supplemental appropriation of $1,851.00 to 4206 Litter Grant. Vote: Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mrs. Ferguson presented a request for a supplemental appropriation to be made to the Appomattox County Rescue Squad for the TWO-FOR-LIFE pass through funds.

Mrs. Beasley made a motion, seconded by Mr. Paulette to approve a supplemental appropriation of $5,225.00 to the Appomatttox County Rescue Squad for TWO-FOR-LIFE pass through funds. Vote: Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Next a request from Court Services Unit for additional funding was presented. This funding is needed to pay for Court ordered juvenile detention. Mrs. Beasley made a motion seconded by Mr. Moore to approve a supplemental appropriation of $1,630.95 to Court Services Unit's FY94 budget to pay juvenile detention. Vote: Mrs. Beasley, aye: Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mrs. Ferguson requested a resolution officially declaring an emergency due to the March 2, 1994 storm.

Mr. Moore made a motion seconded by Mrs. Beasley to adopt the following resolution:

LOCAL EMERGENCY RESOLUTION

WHEREAS, the Board of Supervisors of the County of Appomattox does hereby find:

1. That due to the heavy rains, freezing rain and sleet the County of Appomattox and its citizens have sustained considerable loss and damage to property; and
2. That due to the rain, freezing rain and sleet a condition of extreme peril necessitates the proclamation of the existence of an emergency on March 2, 1994 at 12:30 P.M.;

NOW, THEREFORE, IT IS HEREBY PROCLAIMED that an emergency now exists throughout the County; and

IT IS FURTHER PROCLAIMED AND ORDERED that during the existence of said emergency the powers, functions, and duties of the Director of Emergency Services and the Local Emergency Planning Committee of the County of Appomattox shall be those prescribed by State Law and the ordinances, resolutions, and approved plans of the County of Appomattox in order to mitigate the effects of said emergency.

Vote: Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mrs. Ferguson requested permission from the Board to write a letter stating that the emergency situation was over. The Board, by consensus, instructed Mrs. Ferguson to proceed with the necessary letter.

Mrs. Ferguson presented the Board with information from Freddie Godsey, Chief Jailer concerning inmate population being held by Appomattox County and other facilities.

A request from Mr. Peterson to close the container site at Parkview Mobile Home Park was discussed. After discussion, the Board requested that Mr. Peterson talk with Mr. Nash to see if he would agree for the County to set this site up similar to the site on Route 604.

Mrs. Ferguson next brought back before the Board Mrs. Belter's request for permission to liquidate gifts donated to the athletic complex.

Mr. Paulette made a motion seconded by Mrs. Beasley to authorize Mrs. Belter to liquidate gifts made to the athletic complex. Vote: Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mrs. Ferguson made a request for a line item transfer to pay Blue Cross Blue Shield for an employee. Mrs. Beasley made a motion seconded by Mr. Paulette to approve a line item transfer for $1,419.55 from 1101-2005 to 4302-2005 to cover Blue Cross Blue Shield for one (1) employee. Vote: Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Sailor's Creek Battlefield requested a letter of support for an ISTEA grant to acquire additional land for the State Park. After discussion, Mrs. Beasley made a motion seconded by Mr. Moore for Mrs. Ferguson to write a letter supporting this grant application for Sailor's Creek Battlefield to purchase additional land. Vote: Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mr. Lawson asked if he could speak with the Board concerning several matters.

Mr. Lawson first requested that his expenses be paid to attend the Commonwealth Attorney's annual convention. Mrs. Beasley made a motion seconded by Mr. Moore to pay expenses for Mr. Lawson to attend annual convention. Vote: Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mr. Lawson's second request was for permission to have new carpet installed in his office along with other renovations to his office, which can be paid from the Courthouse Maintenance Fund.

After a lengthy explanation from Mr. Lawson, Mr. Carwile made a motion seconded by Mr. Moore to approve the renovations requested by Mr. Lawson, to the Commonwealth Attorney's Offices. Vote: Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mr. Torrence asked if anyone had further business.

Mr. Carwile questioned a bill received by Cardinal Chevrolet for landfill user fee. Discussion followed as to billing procedures and fee schedules.

Being no further business, and by consensus of the Board, the meeting was adjourned.

Chairman

A public hearing of the Appomattox County Board of Supervisors was held March 22, 1994 at 7:00 P.M. at the Courthouse, Courthouse Square, Appomattox, Virginia.

Present:
Dennis W. Torrence - Appomattox River District
Nina B. Beasley - Falling River District
Russell H. Moore - Piney Mountain District
Philip E. "Gus" Paulette - Courthouse District

Absent:
Frank H. Carwile - Wreck Island District

Also Present:
Aileen T. Ferguson - County Administrator

Having been duly advertised, the Public Hearing was called to order at 7:00 P.M. with Mr. Torrence, Chairman, pesiding.

Mr. Torrence stated the purpose of the hearing was to receive comments on the County's participation in Phase II of the ISTEA grant application for the Driving Tour of the Route of Lee's Retreat project.

Mrs. Ferguson explained that ISTEA stood for the Intermodal Surface Transportation Efficiency Act. Under the Act the Federal Government has established funds for enhancement projects along highways.

Mrs. Ferguson continued by explaining that the maximum matching funds required from Appomattox County for Phase II of this project would be $8,300.00.

Mr. Torrence then asked for comments regarding this project.

Mrs. Ferguson read two (2) letters of support, as follows:

February 24, 1994

Ms. Aileen Ferguson, County Administrator
Appomattox County
Post Office Box 863
Appomattox, VA 24522

Dear Ms. Ferguson:

It has come to our attention that Appomattox County is in the process of applying for the second phase of a Transportation Enchancement Program grant. Appomattox Court House National Historical Park continues to support this program and your efforts to secure this grant. If we can be of any assistance in this endeavor, please let us know.

Once again, we wish you good luck with your grant application.

Sincerely yours,

Jon B. Montgomery
Superintendent
United States Department of the Interior
National Park Service

July 28, 1994

Bill Martin
County Planner
P. O. Box A
Amelia, VA 23002

Dear Mr. Martin:

As the Appomattox County Chamber of Commerce is deeply involved in developing our tourism industry here in Appomattox, we are also interested in ways which will better market and highlight our fine community and its assets. To this same end we are also involved in two regional efforts which feature Appomattox and it’s heritage. One of those regional efforts is the "Route of Lee’s Retreat" being developed between Petersburg and Appomattox. We feel this goes hand in hand with the recent opening of our Visitor Information Center and other related efforts taking place in the county.

We, therefore, submit this letter in support of the application for funding the "Route of Lee’s Retreat" project.

Sincerely,

Rebecca Nix, President
Appomattox County Chamber of Commerce

Hearing no further comments, the public hearing was closed.

Chairman

A joint public hearing of the Appomattox County Board of Supervisors, the Appomattox County Planning Commission and the Board of Zoning Appeals was held March 22, 1994 at 7:30 P.M. at the Courthouse, Courthouse Square, Appomattox, Virginia.

Present (Board of Supervisors):
Dennis W. Torrence - Appomattox River District
Nina B. Beasley - Falling River District
Russell H. Moore - Piney Mountain District
Philip E."Gus" Paulette - Courthouse District

Absent (Board of Supervisors):
Frank H. Carwile - Wreck Island District

Present (Planning Commission):
Al Sears
Deborah Chernault
Claude Allen Moore
Calvin Tanner
Charles Smith

Absent (Planning Commission):
R. W. Mitchell
Wayne Lewis
David Bailey
Phillip Mobley

Present (Board of Zoning Appeals):
Matt Lair
James Cheatham
Mrs. Elizabeth Edwards
William Turner

Absent (Board of Zoning Appeals):
Bruce Drinkard

Having been duly advertised, the Public Hearing was called to order at 7:32 P.M., Mr. Torrence, Chairman, Appomattox County Board of Supervisors, presiding.

Mr. Torrence stated the purpose of the hearing was to receive public comment on several zoning petitions.

Mr. Torrence then asked Bill Caldwell, Clerk to the Planning Commission, to read the first petition.

Mr. Caldwell read petition number 94-215 of David T. Garrett for Conditional Use Permit to allow existing building to be used for operating Backhoe Contracting Service and Heating/Plumbing Sales and Service. Property is zoned M-1 and is located on Route 460 East between Route 707 and Route 695.

Mr. Torrence asked if anyone had comments concerning this request.

Hearing none, Mr. Torrence asked Mr. Caldwell to read the next petition.

Mr. Caldwell read petition number 94-216 of Wanda M. Tweedy for Conditional Zoning Permit to allow adding two (2) bedroom apartment to existing dwelling. Property is zoned B-1 and is located on Route 647 between Route 691 and Route 728.

Mr. Torrence asked if anyone would like to make comments concerning this request.

Hearing none, the meeting was adjourned at 7:37 P.M. until after the Planning Commission meets and acts on these petitions.

The meeting was reconvened at 7:50 P.M.

Mr. Caldwell gave a report from the Planning Commission. Mr. Caldwell reported that the Planning Commission recommended approval of both petition 94-215 and 94-216.

Mr. Moore made a motion, seconded by Mrs. Beasley, to accept the Planning Commission recommendation on Petition 94-215 of David T. Garrett for a Conditional Use Permit to allow existing building to be used for operating Backhoe Contracting Service and Hearing/Plumbing Sales and Service. Property is zoned M-1 and is located on Route 460 East between Route 707 and Route 695. Vote: Mrs. Beasley, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mrs. Beasley made a motion, seconded by Mr. Paulette, to accept the Planning Commission recommendation on petition 94-216 of Wanda M. Tweedy for a Conditional Zoning Permit to allow adding two (2) bedroom apartment to existing dwelling. Property is zoned B-1 and is located on Route 647 between Route 691 and Route 728. Vote: Mrs. Beasley, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Petition 94-217 for Joseph S. Watson for Variance to paragraph 170-81A pertaining to sideyard setbacks. Property is zoned R-1 and located on Route 641 between Route 719 and Route 1054 was approved by the Board of Zoning Appeals.

Mr. Paulette made a motion seconded by Mrs. Beasley to adopt the following resolution:

INTERMODAL SURFACE TRANSPORTATION EFFICIENCY ACT
PROJECT ENDORSEMENT RESOLUTION
DRIVING TOUR OF THE ROUTE OF LEE'S RETREAT
PHASE II

WHEREAS, in accordance with the Commonwealth Transporation Board construction allocation procedures, it is necessary that a request by resolution be received from the local government or state agency in order that the Virginia Department of Transporation program an enhancement project in the six county area of Southside Virginia, including the Counties of Amelia, Appomattox, Cumberland, Dinwiddie, Nottoway and Prince Edward.

NOW, THEREFORE, BE IT RESOLVED, that the County of Appomattox requests the Commonwealth Transporation Board to establish a project of a Driving Tour of the Route of Lee's Retreat, Phase II.

BE IT FURTHER RESOLVED, that the County of Appomattox hereby agrees to pay 20 percent of the total costs of $41,500, not to exceed $8,300, for planning and design, right of way, and construction of this project, and that, if the County of Appomattox subsequently elects to cancel this project, the County of Appomattox hereby agrees to reimburse the Virginia Department of Transportation for the total amount of the costs expended by the Department through the date the Department is notified of such cancellation.

Vote: Mrs. Beasley, aye; Mr. Moore, aye; Mr. Paulette, aye; and Mr. Torrence, aye.

Mr. Torrence then asked the other Board members for their opinions on the demonstration that had been put on at the landfill of the used 816B compactor.

Mr. Moore presented a handout which he had requested from Dan Buckley, Carter Machinery representative showing cost of the 816B Compactor. After discussion, it was agreed that this item should be put on the Agenda for the April 4, 1994 Board of Supervisors meeting.

Being no further business, the meeting was adjourned.

Dennis W. Torrence
Chairman

The regularly scheduled monthly meeting of the Appomattox County Board of Supervisors was held in the Boards Meeting Room, Courthouse Square, North Court Street, Appomattox, Virginia on Monday, April 4, 1994 at 7:00 P.M.

Present:
    Dennis W. Torrence, Chairman - Appomattox River District
    Nina B. Beasley - Falling River District
    Russell H. Moore - Piney Mountain District
    Philip E. "Gus" Paulette - Courthouse District

Absent:
    Frank H. Carwile - Wreck Island District

Also Present:
    Thomas W. Lawson - County Attorney
    Aileen T. Ferguson - County Administrator

Mr. Torrence, presiding, called the meeting to order at 7:00 P.M. and asked Mr. Paulette to give the invocation.

Mr. Torrence called Mrs. Sandra Lindsay, Virginia Department of Transportation, Resident Engineer, to appear before the Board.

Ms. Lindsay asked if anyone had any additional questions from the March 7, 1994 meeting concerning the County Primary and Secondary Road Fund (Revenue Sharing Program).

Ms. Ferguson asked if the County did not apply for funds this year would they be allowed to apply in the future?

Ms. Lindsay stated that the Revenue Sharing funds were available each year and that they recently increased what was available statewide. Ms. Lindsay also stated that you do not always receive funding even when you apply, because the applications are screened on a priority basis.

Mrs. Ferguson also asked if these funds could be used to construct an access road into an industrial site?

Ms. Lindsay stated that these funds could not be used for this purpose but that funds were available from another fund that the County could use for this purpose. Ms. Lindsay continued by saying that these industrial access funds could be requested at any time throughout the year.

Mr. Torrence asked if Ms. Lindsay had anything else to discuss with the Board.

Ms. Lindsay mentioned that the spring secondary road public hearing has been scheduled for April 26, 1994 at 6:30 P.M. if this date is okay with the Board.

Mr. Torrence informed the Board that the road viewers serve for a one (1) year term, therefore, they would have to be reappointed, if the Board wished to ask the same ones who served last year.

Mrs. Beasley made a motion seconded by Mr. Paulette to reappoint Mr. Claude Allen Moore, Mrs. V. O. Mims and Mr. John Ranson, Sr., as road viewers for 1994, if they are willing to serve. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Moore, aye, and Mr. Paulette, aye.

Mr. Torrence then asked Ms. Lindsay the status of the project on Route 701.

Ms. Lindsay explained that the project would be completed within the next fiscal year.

Mr. Torrence explained that in order to make necessary improvements to this road the Park Service needs to donate additional right-of-way which they have been reluctant to do. Mr. Torrence continued by asking the Board of Supervisors to pass a resolution requesting the Park Service give this additional right-of-way. Mr. Torrence also presented a letter, which he had drafted, from the Board to Mr. Montgomery, and asked that the Board approve sending this letter along with the resolution.

Mr. Moore made a motion seconded by Mr. Paulette to adopt the following resolution and send the resolution along with the letter to Mr. Montgomery.

WHEREAS, the Appomattox County Board of Supervisors at its regularly scheduled meeting on April 4, 1994, passed a resolution supporting the Virginia Department of Transportation's request for right of way from the National Historical Park so that Route 701 may be brought up to necessary standards Vote: Dennis W. Torrence, aye; Nina B. Beasley, aye; Russell H. Moore, aye; Philip E. Paulette, aye; and Frank H. Carwile, absent.

Being nothing further for Ms. Lindsay, Mr. Torrence thanked and excused Ms. Lindsay, and called Mr. Earl Dickerson, and Mr. Peterson to appear before the Board.

Mr. Peterson began by requesting that Earl Dickerson of Hurt and Proffitt, explain the contract for the closure of area "G".

Mr. Dickerson began by stating that in 1991 the County was ready to cap area "G" and found that we could continue to place waste in this area, thereby, using waste to fill areas and terrace rather than using dirt. At this time the County had a contract with Counts and Dobyns to do the closure of this area. Hurt and Proffitt negotiated with Counts and Dobyns and they agreed to stop work on this contract leaving approximately $116,000.00 remaining on the contract. Mr. Dickerson stated that during the negotiation process Counts and Dobyns asked to be given first option on capping area "G" when the County was ready.

Mr. Dickerson explained that it's time to proceed with the capping of area "G". He has worked with Counts and Dobyns and they have given a price of $145,800.00 for capping area "G" and the Erosion and Sediment Control. Mr. Dickerson continued by saying that $46,600.00 of the $145,800.00 was for Erosion and Sediment Control. Mr. Dickerson recommends that the County proceed with the contract for capping area "G" with Counts and Dobyns at a cost of $99,200.00 and continue to work on the erosion and sediment control plan. This contract does not include any seeding for area "G".

After discussion, Mr. Moore made a motion seconded by Mrs. Beasley to enter into a contract with Counts and Dobyns for capping area "G" at a contract price of $99,200.00, excluding soil and erosion control and seeding. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Torrence asked Mr. Dickerson what needed to be done to areas "E" and "F" to repair the storm water damage.

Mr. Peterson spoke up and said that he had a proposal to present for this repair.

After a lengthy discussion, Mr. Moore made a motion seconded by Mr. Paulette to make a supplemental appropriation from general operating funds for up to $5,000.00, to repair areas "E" and "F", with landfill personnel doing the work. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Peterson next presented the Board with Gate Activity Sheet for March 1994.

Mr. Peterson next brought up the subject of the plans for the proposed transfer site at Vera.

After a lengthy discussion on the site location, Mrs. Beasley made a motion seconded by Mr. Paulette to demolish the old Vera School and place the containers in this general area. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Peterson will rework this proposal site drawing and bring back to the Board for approval.

Mr. Torrence mentioned that David Nash wants the containers moved from his property located on route 24. Mr. Torrence feels that research should be done to locate a site somewhere near Town, possibly at the ball park.

Mr. Torrence next brought up for discussion the subject of the 816B Compactor for the landfill.

After a lengthy discussion, Mr. Paulette made a motion seconded by Mr. Moore to purchase the 816B Compactor, and pay off the loan on the trade-in from landfill bond account. Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Peterson next requested an appropriation from the landfill bond account for $13,110.04.

Mr. Moore made a motion seconded by Mrs. Beasley to appropriate the following for the month of April 1994 from the landfill bond account:

Caterpillar Leases	$2,660.00
	2,165.00
C. H. White	4,775.00
Dorsey Rubber	1,660.00
	479.29
Appomattox Lime	200.00
W. W. Boxley	697.21
Pearson	338.38
Moore's Machine	33.96
Servistar	28.73
Car Quest	72.39
	$13,110.04

Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson presented a request from Mr. Peterson to pay a registration fee in order to take the State Certification Exam. Mr. Moore made a motion seconded by Mr. Paulette to pay $65.00 from 1101-5504 for State Examination Fee for Mr. Peterson. Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Moore requested Mr. Peterson provide information on purchasing a larger baler for recycling for the May 1994 meeting.

Being nothing further for Mr. Peterson, Mr. Torrence thanked and excused Mr. Peterson and recognized Mr. Dennis Baker, Director of State Parks.

Mr. Baker introduced Mr. Scott Shanklin who is with the Department of Conservation and Recreation, Division of State Parks; Mrs. Barbara Gilliam, Capitol Outlay Manager; and Mr. Carlton Abbitt, Consultant.

Mr. Baker began by presenting each Board member with a packet on the new James River State Park. Mr. Baker than asked Mr. Abbitt to present a slide presentation on the new State Park.

Mr. Abbitt reviewed the site with the Board stressing the importance of preserving the natural beauty of this area and the area leading into this site. Mr. Abbitt requested that the Board consider helping retain the natural beauty of the area leading up to the park.

Mr. Torrence asked if this road was the only access into the park?

Mr. Abbitt explained that this is the most viable access.

After a lengthy discussion, Mr. Torrence thanked the group and asked if any Supervisor had anything they wished to discuss.

Mr. Paulette gave a report on the Lynchburg Neighborhood Development Foundation, of which, he is the county's representative. Mr. Paulette gave an excellent explanation of what this group is responsible for and explained the program in some detail.

Mr. Torrence next read a letter to the Board from a citizens group requesting the Board put the Middle School issue on the ballot in November 1994. After discussion, no action was taken.

Mr. Torrence introduced the next item for discussion which was a permit application request from Stonewall Vineyards for their annual MayFest. Mr. Paulette made a motion seconded by Mr. Moore to approve the application for Stonewall Vineyards to hold their annual May Festival and waive the bond requirement. Vote: Mr. Torrence, aye; Ms. Bealey, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Torrence presented a request from Dr. Wheelan, President, Central Virginia Community College for an appointment to replace Mrs. Ruth Webb on their Board of Directors. After discussion, the Board requested Mrs. Ferguson contact Mrs. Webb to see if she has any suggestions on this appointment, and bring back to the Board at the May 2, 1994 meeting.

Next, a request was presented from S.T.E.P.s., Inc. for an appointment to their Board of Directors. This matter was held over from the March 1994 meeting. No appointment was made, and this matter was carried over to the May 1994 meeting.

Mr. Torrence, next presented a request from Bruce S. Drinkard for cow killed by stray dogs. Mr. Paulette made a motion seconded by Mrs. Beasley to pay Bruce S. Drinkard $294.00 for a cow killed by stray dogs and also to make a supplemental appropriation of $134.00 to 3501-5802 to cover this claim. Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson presented a request from the Commissioner of Revenue for a supplemental appropriation to pay for programming services. Mrs. Beasley made a motion seconded by Mr. Moore to appropriate $634.71 as a supplemental appropriation to 1209-7002 for programming services. Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Moore, aye; and Mr. Paulette, aye.

A request from the Clerk of Circuit Court was presented next for $524.00 for Compensation of Jurors. Mr. Paulette made a motion seconded by Mrs. Bealey to appropriate $524.00 as a supplemental appropriation to 2101-1007 as Compensation for Jurors.

Mr. Williams of Court Services Unit has requested an additional appropriation to cover juvenile detention. Mr. Moore made a motion seconded by Mr. Paulette to approve a supplemental appropriation of $952.00 to Court Services FY94 budget for court ordered juvenile detention. Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Moore, aye; and Mr. Paulette, aye.

General Properties has requested a supplemental appropriation to replace funds reimbursed by the insurance company for storm damage to the Health Department. Mr. Moore made a motion seconded by Mrs. Beasley to approve a supplemental appropriation to 4302-5407 in the amount of $1,099.93. Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Moore, aye; and Mr. Paulette, aye.

General Properties is also requesting a supplemental appropriation to cover expenses for the Health Department renovation. Mr. Paulette made a motion seconded by Mrs. Beasley to approve $1,683.40 as a supplemental appropriation to 4302-3002 and $2,134.63 to 4302-5407, for Health Department renovations. Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson requested a supplemental appropriation to cover expenses for the evacuation shelter. Mr. Paulette made a motion seconded by Mrs. Beasley to approve a supplemental appropriation to Emergency Services FY94 budget of $40.11 to cover expenses associated with the evacuation shelter. Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson presented a request from the Registrar for approval to attend a workshop on May 12, 1994. Mr. Moore made a motion seconded by Mrs. Beasley to approve for Mrs. Smith to attend a workshop and pay expenses from 1101-5504. Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Torrence presented a letter from the 1994 Tour DuPont concerning liability insurance. After discussion, and by consensus of the Board, it was agreed that Tour DuPont did not need to provide an individual certificate of insurance for Appomattox County.

Mr. Torrence next addressed the issue of the Revised Memorandum of Understanding with Virginia Cooperative Extension. Mr. Torrence stated that he had reviewed this agreement and Virginia Cooperative Extension has made the changes requested by the Board. Ms. Beasley made a motion seconded by Mr. Paulette to accept the revised Memorandum of Understanding with Virginia Cooperative Extension. Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson presented a proposed resolution of support for funding to be restored to Virginia Cooperative Extension.

After discussion, Mrs. Beasley made a motion seconded by Mr. Paulette to adopt the following resolution:

WHEREAS, The Appomattox County Board of Supervisors values the benefits to its citizens of the services provided by the Virginia Cooperative Extension Service, and

WHEREAS, the Appomattox County Board of Supervisors recognizes the benefits of these services to other rural areas in the State;

NOW, THEREFORE, BE IT RESOLVED the Appomattox County Board of Supervisors urges Delegate Watkins M. Abbitt, Jr., and Senator Richard J. Holland to support the restitution of funding to the budget of the Virginia Cooperative Extension Service.

Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson reported to the Board about the Emergency Operations Plan and a recent meeting with key personnel following the recent ice storms.

Mrs. Ferguson also explained that Richard Martin has suggested that we request Metropolitan Lynchburg Chapter of the American Red Cross accept Appomattox as a member of this group. Mr. Paulette made a motion seconded by Mrs. Beasley to request membership in the Metropolitan Lynchburg Chapter of the American Red Cross as long as there is no funding responsibility on the part of Appomattox County. Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Moore, aye; and Mr. Paulette, aye.

The Board also approved for Mr. Martin to run an article requesting volunteers who would be willing to work the evacuation shelters to register with the Department of Social Services.

Mrs. Ferguson next informed the Board that Mr. Chris Tolley had notified her that he would be moving from the Jamerson property April 30, 1994. Mrs. Ferguson asked if the Board wished to offer this house to the School Board for use at this time. By consensus, the Board agreed for Mrs. Ferguson to contract Dr. Thomas to see if the schools could use this property now.

Mrs. Ferguson presented a letter from Virginia Power suggesting that the jail be put on a large user rate due to the volume of electricity used in the jail operation. This rate should reduce the present bill for electricity at the jail. After discussion, and by consensus of the Board it was agreed to go on the new rate schedule for the Jail.

Mrs. Ferguson presented a request from the Appomattox Historical Society to have the roof on the Museum (old jail) repaired. After discussion, the Board agreed to repair the roof on the Museum and consider other request from the Historical Society during the budget process.

Mrs. Ferguson presented an Organizational Chart to the Board of Supervisors, as requested from a previous meeting.

Mr. Torrence presented a request held over from the March 1994 meeting from the Recreation Advisory Board that they be allowed to collect donations and deposit in a special fund with Mrs. Belter for ballpark expenses. The expenses from this fund would be approved by the Recreation Advisory Board and checks written from general operating fund, as all other county checks are written.

After discussion, Mr. Moore made a motion seconded by Mrs. Beasley that Mrs. Belter establish a fund for the Recreation Advisory Board to deposit funds raised by this Board, for ballpark use. Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Torrence next presented minutes of past meetings for corrections and approval. Hearing no corrections, Mrs. Beasley made a motion seconded by Mr. Paulette to approve the minutes of the regular meeting of March 7, 1994; public hearings of March 7, 1994 and March 22, 1994; and recessed meeting of March 22, 1994. Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Moore, aye; and Mr. Paulette aye.

Mrs. Ferguson requested the Board approve a resolution giving her the authority to sign documentation for the County concerning reimbursement for disaster relief. Mr. Paulette made a motion seconded by Mr. Moore to adopt the following resolution:

RESOLUTION

BE IT RESOLVED BY the Board of Supervisors of Appomattox County that Aileen T. Ferguson, County Administrator is hereby authorized to execute for and in behalf of Appomattox County, Virginia, a public entity established under the laws of the State of Virginia, this application and to file it in the appropriate State office for the purpose of obtaining Federal financial assistance under the Disaster Relief Act (Public Law 288.93rd Congress) or otherwise available from the President's Disaster Relief Fund.

THAT Appomattox County, a public entity established under the laws of the State of Virginia, hereby authorizes its agent to provide to the State and to the Federal Emergency Management Agency (FEMA) for all matters pertaining to such Federal disaster assistance the assurances and agreements printed on the reverse side hereof.

Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson presented information concerning a proposal from Central Virginia Electric Cooperative for a new transmission line on Route 608. Mrs. Ferguson continued by saying that there is an application on file in the County Office if anyone is interested in detailed information on this proposed project.

Mr. Torrence read a letter he drafted to send to the group who made the request to put the Middle School issue as a referendum on the 1994 ballot. After discussion, the Board approved the draft letter to be sent to this group.

Mrs. Beasley questioned a letter from Mrs. Millie Trent, Chairman Conservation Committee, Appomattox Garden Club concerning recycling. After discussion, the Board by consensus, requested Mrs. Ferguson write a letter in response to the Garden Clubs' request expressing the Board's concern with this matter and thanking the Garden Club for their concern.

Mrs. Ferguson next presented for information, a draft agreement between the County and any citizen who allows the County to place trash containers on their property.

Mrs. Ferguson reminded the Board of a meeting April 5, 1994 with the Town Council and Lee Cobb to discuss industrial development.

Also, Mrs. Ferguson explained to the Board that a Public Hearing notice had been published concerning amending the Animal Control Ordinance to include a running at large confinement period for dogs. Considering the limited time frame and the fact that other amendments are needed in the Animal Control Ordinance, the Board by consensus, agreed to cancel the public hearing and make all the revisions to the ordinance at one time.

The Board set a date for a budget meeting at 7:00 p.m. on May 12, 1994.

Being no further business, Mr. Paulette made a motion seconded by Mr. Moore to adjourn until April 5, 1994 at the Town Office. Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Chairman

A joint meeting of the Appomattox County Board of Supervisors and the Appomattox Town Council was held April 5, 1994 at 7:00 P.M. at the Appomattox Town Office, Linden Street, Appomattox, Virginia.

Present: (Appomattox County Board of Supervisors)
Dennis W. Torrence - Chairman- Appomattox River District
Nina B. Beasley - Falling River District
Frank H. Moore - Piney Mountain District
Philip E. "Gus" Paulette - Courthouse District

Absent: (Appomattox County Board of Supervisors:
Frank H. Carwile - Wreck Island District

Present: (Appomattox Town Council)
Ronnie Spiggle - Mayor
Richard (Dick) Bass
R. W. (Bobby) Mitchell
Steve Lawson

Absent: (Appomattox Town Council)
Sammy Carter
W. H. (Buddy) Carson
Billy Conner

Also Present:
Lee Cobb, City of Lynchburg
Jon Montgomery, National Historical Park
Aileen T. Ferguson, County Administrator

Mr. Spiggle opened the meeting by introducing Mr. Lee Cobb. Mr. Cobb is responsible for Economic Development with the City of Lynchburg and works very closely with Region 2000. After the introduction, Mr. Spiggle, turned the meeting over to Mr. Cobb.

Mr. Cobb began by explaining that the primary objective of Region 2000 was the development of industrial sites.

Mr. Cobb continued by providing valuable information concerning industrial sites and what businesses are looking for when they are considering relocating.

In summary, Mr. Cobb, suggested that the first step would be to acquire a site for industrial development. Second, install utilities to the site and third, construct a shell building.

After a session of questions and answers, followed by a lengthy discussion it was agreed that a committee of seven (7) members should be formed, one (1) member of Appomattox Town Council, one (1) member of Appomattox County Board of Supervisors, and five (5) citizen members. This committee would research the present sites in the Region 2000 packets and find out cost involved with developing each site.

Being nothing further, the meeting was adjourned.

Chairman

A recessed meeting and budget work session was held April 12, 1994 at 7:00 P.M. in the Board of Supervisors Meeting Room, Courthouse Square, North Court Street, Appomattox, Virginia.

Present:
Dennis W. Torrence, Chairman - Appomattox River District
Nina B. Beasley - Falling River District
Russell H. Moore - Piney Mountain District
Philip E. "Gus" Paulette - Courthouse District

Absent:
Frank H. Carwile - Wreck Island District

Also present:
Aileen T. Ferguson, County Administrator

Mr. Torrence, Chairman, presiding, called the meeting to order at 7:00 P.M.

Mr. Torrence requested that a date be set for the next budget work session. After discussion and by consensus of the Board, April 18, 1994 at 7:00 P.M. was set for the next budget work session.

Mrs. Ferguson presented a request from Sheriff Richardson from the Asset/Forfeiture Account. Mrs. Beasley made a motion seconded by Mr. Paulette to appropriate $171.78 from the Asset/Forfeiture Account. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson next presented a request from Mr. Frank Stacy, Old Dominion Appraisal Company for partial payment on his contract. After discussion, the Board by consensus, denied the request and decided to stay with the terms of the original contract.

Budget discussion followed with review of budget requests for departments 1101 Board of Supervisors; 1201 County Administrator; 1204 Legal Services; 1206 Legislative Audit; 1209 Commissioner of Revenue and 1213 Treasurer.

After review of the above budgets Mr. Paulette requested a list of the supplemental appropriations approved for each department since the budget was approved.

Being no further business the meeting was adjourned at 9:00 until April 18, 1994 at 7:00 P.M.

Chairman

A recessed meeting and budget work session was held April 18, 1994 at 7:00 P.M. in the Board of Supervisors meeting room, Courthouse Square, North Court Street, Appomattox, Virginia.

Present:
Dennis W. Torrence, Chairman - Appomattox River District
Russell H. Moore - Piney Mountain District
Philip E. "Gus" Paulette - Courthouse District

Absent:
Nina B. Beasley - Falling River District
Frank H. Carwile - Wreck Island District

Also Present:
Aileen T. Ferguson, County Administrator

Mr. Torrence, Chairman, presiding called the meeting to order at 7:02 P.M.

Mrs. Ferguson presented a request from the National Historical Park for dumpster service to be provided by the County, discussion followed. No action was taken on this matter.

Budget discussion and review followed on the following department requests: 1301 Electoral Board/Officials; 1302 Registrar; 2101 Circuit Court; 2102 General District Court; 2105 Juvenile/Domestic Relations Court; 2106 Circuit Court Clerk; 2109 Court Services Unit; 2201 Commonwealth Attorney.

The meeting was adjourned at 9:00 P.M. until April 25, 1994 at 7:00 P.M.

Chairman

A recessed meeting and budget work session was held April 25, 1994 at 7:00 P.M. in the Board of Supervisors Meeting Room, Courthouse Square, North Court Street, Appomattox, Virginia

Present:
Dennis W. Torrence, Chairman - Appomattox River District
Philip E. "Gus" Paulette - Courthouse District
Nina B. Beasley - Falling River District

Absent:
Russell H. Moore - Piney Mountain District
Frank H. Carwile - Wreck Island District

Mr. Torrence, Chairman, presiding, called the meeting to order at 7:00 P.M.

Mr. Torrence presented a request from Mrs. Belter, Treasurer, for an appropriation from the Athletic Fund. Mr. Paulette made a motion seconded by Mrs. Beasley to appropriate $14.00 from the Appomattox County Athletic Fund. Vote: Mr. Torrence, aye; Mr. Paulette, aye; and Mrs. Beasley, aye.

Mr. Torrence next asked for discussion on the Social Services Department budget request for FY95.

Mrs. Beasley explained several items concerning salary increases and county portion of Social Services expenses. Mrs. Beasley also handed out revised copies of the proposed FY95 budget. Mrs. Beasley explained that the revised handout included the final figures approved by the State.

Mr. Richard Martin, Director of Social Services, met with the Board and reviewed his FY95 budget request. After a lengthy discussion, Mr. Torrence thanked and excused Mr. Martin.

Budget discussion and review continued on departments 3202 Volunteer Fire Departments; 3203 Rescue Squads; 3204 Forestry Services; 3401 Building and Housing; 3501 Animal Control; 3503 Medical Examiner; 3605 Emergency Services; 4101 Road Viewers; 4203 Refuse Collection; 4204 Refuse Disposal; 4206 Litter Grant; 4302 General Properties; 5101 Health Department; 5105 CVAAA Contribution; 5202 Mental Health; 5301 Social Services Administration; 5302 State Local Hospitalization; 5309 Housing Worker Rental; 5310 Comprehensive Services; 6401 Central Virginia Community College; 7102 Parks and Recreation Department; 7104 Community Center; 7109 Contributions; 7205 Office on Youth; 7301 Public Library; 8101 Planning; 8102 Summer Youth Program; 8104 Zoning & Subdivision; 8105 Economic Development; 8106 Chamber of Commerce; 8111 Board of Zoning Appeals; 8112 Appomattox County Planning Commission; 8201 Environmental Management; 8203 Soil & Water Conservation; 8303 Extension Service; 9104 Capital Projects; and 9203 Commissioner of Accounts.

Being nothing further the meeting was adjourned until the public hearing on April 26, 1994.

Chairman

A public hearing of the Appomattox County Board of Supervisors was held on April 26, 1994 at 6:30 P.M., in the Courthouse, North Court Street, Appomattox, Virginia.

Present:

Mr. Russell H. Moore, Vice-Chairman - Piney Mountain District
Mrs. Nina B. Beasley - Falling River District
Mr. Philip E. "Gus" Paulette - Courthouse District

Absent:
Mr. Dennis W. Torrence, Chairman - Appomattox River District
Mr. Frank H. Carwile - Wreck Island District

Also Present:
Ms. Sandra Lindsay, Resident Engineer, Virginia Department of Transportation
Mr. Don Austin, Assistant Resident Engineer, Virginia Department of Transportation
Mr. Robert Brown, Virginia Department of Transportation
Mr. Doug Padgett, Virginia Department of Transportation
Ms. Aileen T. Ferguson, County Administrator

Mr. Moore, Vice-Chairman, presiding, called the public hearing to order at 6:40 P.M. and turned the meeting over to Ms. Sandra Lindsay, Resident Engineer.

Ms. Lindsay introduced Mr. Don Austin, Assistant Resident Engineer, and asked Mr. Austin to go over the priority list.

Ms. Austin stated the purpose of the hearing was to present the purposed priority list for the FY/95 Secondary Improvement Budget and accept requests for new additions or improvements to existing roads.

Mr. Austin read the following priority list:

SR-2 DATE: 04/23/1994

COMMONWEALTH OF VIRGINIA
DEPARTMENT OF TRANSPORTATION
SECONDARY SYSTEM
JULY 1, 1994 - JUNE 30, 1995

APPOMATTOX	(006)	COUNTY
APPOMATTOX	(20)	RESIDENCY
LYNCHBURG	(3)	DISTRICT

DETAILS OF CONSTRUCTION BUDGET

REGULAR CONSTRUCTION ALLOCATION	(33.1-23.4C)	$ 729,835
UNPAVED ROAD ALLOCATION	(33.1-23.1:1)	145,661
NET FUNDS FOR DISTRIBUTION		$ 875,496
DISTRIBUTION		
INCIDENTAL IMPROVEMENTS		80,000
NUMBERED PROJECTS:		
REGULAR IMPROVEMENTS		331,748
UNPAVED ROAD IMPROVEMENTS		463,748
TOTAL ALLOCATION		$ 875,496

Date of Board of Supervisors Approval
of Annual Priority Program / / .

SR2A DATE: 04/23/1994

COMMONWEALTH OF VIRGINIA

SECONDARY SYSTEM
DETAILS OF CONSTRUCT BUDGET
July 1, 1994 - June 30, 1995

County (006) Appomattox
Residency (20) Appomattox
District (3) Lynchburg

ROUTE	DESCRIP. LENGTH	ESTIMATED COST		PREV. FUNDED	BUDGET AMOUNT	COMMENTS
Route 8000		P.E.	0	0	0	State Forces
	8000-5603	R/W	0	0	0	
	Rural	CON	40,000	0	40,000	
	Additions	TOT	40,000	0	40,000	
(0)						
Route 8003		P.E.	0	0	0	State Forces
	8003-5601	R/W	0	0	0	
	Traffic	CON	2,000	0	2,000	
	Services	TOT	2,000	0	2,000	
(0)	etc.					
Route 8005		P.E.	0	0	0	State Forces
	8005-5604	R/W	0	0	0	
	Pipe Instal	CON	30,000	0	30,000	
	Private	TOT	30,000	0	30,000	
(0)	Entrances					
Route 8012		P.E.	0	0	0	State Forces
	8012-5605	R/W	0	0	0	
	Preliminary	CON	5,000	0	5,000	
	Eng. &	TOT	5,000	0	5,000	
(0)	Surveys					
Route 8014		P.E.	0	0	0	State Forces
	8014-5606	R/W	0	0	0	
	Fertiliza-	CON	2,000	0	2,000	
	tion &	TOT	2,000	0	2,000	
(0)	seeding					
Route 8015		P.E.	0	0	0	State Forces
	8015-5607	R/W	0	0	0	
	Subdivision	CON	1,000	0	1,000	
(0)	Plan Review	TOT	1,000	0	1,000	
TOTAL COUNTY WIDE IMPROVEMENTS			80,000	0	80,000	

Route 0656		P.E.	1,000	1,000	0	Contract
TC: 296	0656-006-					Awarded 5/94
	181,N501	R/W	25,000	5,000	20,000	
ID: 5779	FR:0.20					
	MS RTE 687	CON	200,000	167,073	32,927	
CONTRACT	TO:0.20 MN					
	RTE 657	TOT	226,000	173,073	52,927	
STATE	LEN: 1.00					

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 ( 1 )    RECONSTR. EXIST RDWY.
Route 0627            P.E. 45,000   45,000         0    Contract
TC:    516 0627-006-                                    Awarded 10/01/93
           165-C501   R/W   3,000    3,000         0
ID:   1078 FR: Rte 24 CON  88,000   78,305         0
CONTRACT   TO: 0.0426
           ME RTE 24  TOT 136,000  126,305         0
BRSTP      LEN:0.046
 ( 2 )    APPROACH TO DR STR
Route 0627            P.E.  2,000    2,000         0    Contract
TC:    516 0627-006-                                    Awarded 10/01/93
           165,D619   R/W       0        0         0
ID:   1078 Replace Br.CON  48,000   37,400    10,600
CONTRACT   Plain Run  TOT  50,000   39,400    10,600
BRSTP      Bridge with
(  2 )     Structural Plate Arch Pipe
Route 0656            P.E.  1,000    1,000         0    Contract
TC:    296 0656-006-                                    Awarded 5/94
           181,N502   R/W  25,000   10,000    15,000
ID:   5775 FR: E Int
               Rt.24  CON 200,000  169,000    31,000
SAAP       TO: 0.20 MS
               RT.687 TOT 226,000  180,000    46,000
STATE      Length: 1.00
 ( 3 )    RECONSTR EXIST RDWY
Route 0695            P.E. 10,000   10,000         0
TC:    107 0695-006-
           190,C501   R/W  31,550        0    31,550
ID:   5774 FR:1.0 MS
           RT. 460    CON 102,000        0         0
CONTRACT   TO: 1.2 MS
           RT. 460    TOT 143,550   10,000    31,550
BROS       Length: 0.20
 ( 4 )    APPR TO NEW BRIDGE
Route 0608            P.E. 50,000   50,000         0
TC:   1174 0608-006-
           142,C502   R/W 110,000   60,000    50,000
ID:   5757 FR: 0.086MN
           Rt. 609    CON 485,000        0   113,476
CONTRACT   TO: Rt 669 TOT 645,000  110,000   163,476
STP        Length:1.74
 ( 5 )    RECONSTR EXIST RDWY
Route 0634            P.E. 25,000        0    17,500
TC:    630 0634-006-
           191,M501   R/W  60,000        0         0
ID:  12424 FR: Rt.460 CON 290,000        0         0
CONTRACT   TO: Rt.632 TOT 375,000        0    17,500
STATE      Length:0.50
 ( 6 )    RECONSTR EXIST RDWY
TOTAL REGULAR NUMBERED
    PROJECTS            1,801,550  638,778   331,748
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Route 0653             P.E.  1,000    1,000        0   Unpaved Road
TC:     64 0653-006-                                   Funds
           P86,N501    R/W  35,000   35,000        0   Contract
ID:  10524 FR: Rt 721  CON 380,000  349,184   30,816   Awarded 10/93
CONTRACT:  TO: Rt 608  TOT 416,000  285,184   30,816
STATE      Length:2.30
 ( 1 )     GR., DR., STABL., & ST.
Route 0645             P.E.  2,000    2,000        0   Unpaved Road
TC:     54 0645-006-                                   Funds
           P89-N501    R/W   5,000    5,000        o
ID:  10523 FR:0.06 MS
           Rt. 643     CON 400,000  220,000  180,000
SAAP       TO: Rt 679  TOT 407,000  227,000  180,000
STATE      Length:2.50
 ( 2 )     GR., DR., STABL. & ST.

Route 0645             P.E.  1,000    1,000        0   Unpaved Road
TC:     54 0645-006-                                   Funds
           P89,D625    R/W       0        0        0
ID:  10523 REPLACE BR.CON 150,000   38,725  111,275
SAAP       OVER NORTH  TOT 151,000   39,725  111,275
STATE      FALLING RIVER
 ( 2 )     WITH TRIPLE 10' x 8' BOX CULVERT
Route 0701             P.E.  1,000        0    1,000   Unpaved Road
TC:     60 0701-006-                                   Funds
           P   ,N      R/W   3,000        0    3,000
ID:  10526 FR: Rt 24   CON  75,000        0   75,000
SAAP       TO: Dead
               End     TOT  79,000        0   79,000
STATE      Length:0.43 ***INVALID PROJ#**
 ( 3 )     GR., DR., STABL. & ST.  NOT A COMPLETE NUMBER
Route 0713             P.E.  1,000        0    1,000   Unpaved Road
TC:     60 0713-006-                                   Funds
           P   ,N      R/W   2,000        0    2,000
ID:        FR: Rt 608  CON  90,000        0   59,657
SAAP       TO: Dead
               End     TOT  93,000        0   62,657
STATE      Length:0.55***INVALID PROJ#****
 ( 4 )     GR., DR., STABL. & ST. NOT A COMPLETE NUMBER

TOTAL UNPAVED ROAD      1,146,000  651,909 463,748

TOTAL COUNTY WIDE
   IMPROVEMENTS            80,000        0  80,000
TOTAL INCIDENTAL
   IMPROVEMENTS                 0        0       0
TOTAL REGULAR NUMBERED
   PROJECTS             1,801,550  638,778 331,748
TOTAL UNPAVED ROAD
   PROJECTS             1,146,000  651,909 463,748
  BUDGET TOTALS         3,027,550 1,290,687 875,496
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Date: 04/23/1994
Page: 1

COMMONWEALTH OF VIRGINIA
DEPARTMENT OF TRANSPORTATION
SECONDARY SYSTEM
DETAILS OF CONSTRUCTION BUDGET
July 1, 1994 - June 30, 1995

COUNTY (006) Appomattox
RESIDENCY (20) Appomattox
DISTRICT (3) Lynchburg

ROUTE	DESCRIPTION LENGTH	ESTIMATED COST		PREVIOUSLY FUNDED	COMMENTS
Route 8000		P.E.	0	0	State Forces
	8000-5603	R/W	0	0	
	Rural	CON	40,000	0	
	Additions	TOT	40,000	0	
(0)					
Route 8003		P.E.	0	0	State Forces
	8003-5601	R/W	0	0	
	Traffic	CON	2,000	0	
	Services, etc.	TOT	2,000	0	
(0)					
Route 8005		P.E.	0	0	State Forces
	8005-5604	R/W	0	0	
	Pipe Install-	CON	30,000	0	
	ation - Private				
	Entrances	TOT	30,000	0	
(0)					
Route 8012		P.E.	0	0	State Forces
	8012-5605	R/W	0	0	
	Preliminary	CON	5,000	0	
	Engineering &	TOT	5,000	0	
(0)	Surveys				
Route 8014		P.E.	0	0	State Forces
	8014-5606	R/W	0	0	
	Fertilization	CON	2,000	0	
	& Seeding	TOT	2,000	0	
(0)					
Route 8015		P.E.	0	0	State Forces
	8015-5607	R/W	0	0	
	Subdivision	CON	1,000	0	
	Plan Review	TOT	1,000	0	
(0)					
TOTAL COUNTY WIDE IMPROVEMENTS			80,000	0	

ROUTE	DESCRIPTION LENGTH	ESTIMATED COST	PREVIOUSLY FUNDED	COMMENTS
Route 0656		P.E. 1,000	1,000	Contract
TC: 296	06560-006-181,			Awarded 5/94
	N501	R/W 25,000	5,000	
ID: 5776	FR:0.20 MS	CON 200,000	167,073	
	RT 687			
CONTRACT	TO:0.20 MN	TOT 226,000	173,073	
	RT 657			
STATE	Length:1.00			
(1)	RECONSTR EXIST RDWY			
Route 0627		P.E. 45,000	45,000	Contract
TC: 516	0627-006-165,			Awarded
	C501	R/W 3,000	3,000	10/01/93
ID: 1078	FR: Rt. 24	CON 88,000	78,305	
CONTRACT	TO: 0.046 ME	TOT 136,000	126,305	
	Rt. 24			
BRSTP	Length: 0.046			
(2)	APPROACH TO DR. STR.			
Route 0627		P.E. 2,000	2,000	Contract
TC: 516	0627-006-165,			Awarded
	D619	R/W 0	0	10/01/93
ID: 1078	REPLACE BRIDGE	CON 48,000	37,400	
CONTRACT	PLAIN RUN	TOT 50,000	39,400	
BRSTP	BRANCH WITH			
(2)	STRUCTURAL PLATE ARCH PIPE			
Route 0656		P.E. 1,000	1,000	Contract
TC: 296	0656-006-181,			Awarded
	N502	R/W 25,000	10,000	5/94
ID: 5775	FR:E Int Rt 24	CON 200,000	169,000	
SAAP	TO:0.20 MS			
	Rt. 687	TOT 226,000	180,000	
STATE	Length: 1.00			
(3)	RECONSTR EXIST RDWY			
Route 0695		P.E. 10,000	10,000	
TC: 107	0695-006-190,			
	C501	R/W 31,550	0	
ID: 5774	FR: 1.0 MS			
	Rt. 460	CON 102,000	0	
CONTRACT	TO: 1.2 MS			
	Rt. 460	TOT 143,550	10,000	
BROS	Length: 0.20			
(4)	APPR TO NEW BRIDGE			
Route 0608		P.E. 50,000	50,000	
TC: 1174	0608-006-190			
	C501	R/W 110,000	60,000	
ID: 5757	FR: 0.086 MN			
	Rt. 609	CON 485,000	0	
CONTRACT	TO: Rt 669	TOT 645,000	110,000	
STP	Length: 1.74			
(5)	RECONSTR EXIST RDWY			
Route 0634		P.E. 25,000	0	
TC: 630	0634-006-191,			
	M501	R/W 60,000	0	

ID: 12424	FR: Rt 460	CON 290,000	0	
CONTRACT	TO: Rt 632	TOT 375,000	0	
STATE	Length: 0.50			
(6)	RECONSTR EXIST RDWY			
TOTAL REGULAR NUMBERED PROJECTS		1,801,550	638,778	

ROUTE	DESCRIPTION LENGTH	ESTIMATED COST	PREVIOUSLY FUNDED	COMMENTS
Route 0653		P.E. 1,000	1,000	Unpaved Road Funds
TC: 64	0653-006-P86-N501	R/W 35,000	35,000	Contract Awarded 10/93
ID: 10524	FR: Rt. 721	CON 380,000	349,184	
CONTRACT	TO: Rt. 608	TOT 416,000	385,184	
STATE	Length: 2.30			
(1)	GR, DR., STABL. & ST			
Route 0645		P.E. 2,000	2,000	Unpaved Road Funds
TC: 54	0645-006-P89, N501	R/W 5,000	5,000	
ID: 10523	FR:0.06 MS Rt. 643	CON 400,000	220,000	
SAAP	TO: Rt 679	TOT 407,000	227,000	
STATE	Length: 2.50			
(2)	GR., DR., STABL., & ST.			
Route 0645		P.E. 1,000	1,000	Unpaved Road Funds
TC: 54	0645-006-P89, D625	R/W 0	0	
ID: 10523	REPLACE BRIDGE	CON 150,000	38,725	
SAAP	OVER NORTH	TOT 151,000	39,725	
STATE	FORK FALLING RIVER			
(2)	WITH TRIPLE 10' X 8' BOX CULVERT			
Route 0701		P.E. 1,000	0	Unpaved Road Funds
TC: 60	0701-006-P ,N	R/W 3,000	0	
ID: 10526	FR: Rt. 24	CON 75,000	0	
SAAP	TO: Dead End	TOT 79,000	0	
STATE	Length: 0.43	***INVALID PROJ#*******		
(3)	GR., DR., STABL., & ST.	NOT A COMPLETE NUMBER		
Route 0713		P.E. 1,000	0	Unpaved Road Funds
TC: 60	0713-006-P ,N	R/W 2,000	0	
ID:	FR: Rt. 608	CON 90,000	0	
SAAP	TO: Dead End	TOT 93,000	0	
STATE	Length: 0.55	****INVALID PROJ#******		
(4)	GR., DR., STABL. & ST.	NOT A COMPLETE NUMBER		
TOTAL UNPAVED ROAD PROJECTS		1,146,000	651,909	

ROUTE	DESCRIPTION LENGTH	ESTIMATED COST	PREVIOUSLY FUNDED	COMMENTS
TOTAL COUNTY WIDE IMPROVEMENTS		80,000	0	
TOTAL INCIDENTAL IMPROVEMENTS		0	0	
TOTAL REGULAR NUMBERED PROJECTS		1,802,550	638,778	
TOTAL UNPAVED ROAD PROJECTS		1,146,000	651,909,	
BUDGET TOTALS		3,027,550	1,290,687	

Mr. Austin then explained the procedure that would be followed when requests were made for new additions or improvements to the secondary road system. First, the request is made. Second the Board of Viewers go out with the Department of Transportation to look at the roads in question. Third, the Board of Supervisors must pass a resolution requesting Virginia Department of Transportation pursue taking a road into the system. Fourth, Virginia Department of Transportation reviews and approves or rejects the request.

Mr. Austin then asked if anyone had any requests.

Ms. Carolyn Lawson requested that Brenda Drive in Lindhill Subdivision be upgraded and taken into the Secondary Road System from Route 668 to 0.45 mile north of Route 668. Length: 0.45 Mile.

Ms. Lynn Allen and Mr. Terry Harris requested that a road beginning at a point on Route 604, 0.30 mile south of Route 645 and running west for a distance of 0.40 mile be upgraded and taken into the Secondary Road System. Length: 0.40 mile.

Mr. Bruce Drinkard requested that Route 631 be reconstructed and surface treated from 0.37 mile east of Route 627 to Route 616. Length: 1.16 miles.

Being no further request the public hearing was adjourned at 7:00 P.M.

Chairman

A joint public hearing of the Appomattox County Board of Supervisors and the Appomattox County Planning Commission was held April 26, 1994 at 7:30 P.M. in the Courthouse, North Court Street, Appomattox, Virginia.

Present: (Appomattox County Board of Supervisors)
Mr. Russell H. Moore, Vice-Chairman - Piney Mountain District
Ms. Nina B. Beasley - Falling River District
Mr. Philip E. "Gus" Paulette - Courthouse District

Absent: (Appomattox County Board of Supervisors)
Mr. Frank H. Carwile - Wreck Island District
Mr. Dennis W. Torrence, Chairman - Appomattox River District

Present: (Planning Commission)
Mr. Al Sears
Mr. Calvin Tanner
Mr. R. W. Mitchell
Mr. Russell H. Moore
Mr. Wayne Lewis
Mr. David Bailey
Mrs. Debra Chernault

Absent: (Planning Commission)
Mr. Charles Smith
Mr. Claude A. Moore

Present: (Board of Zoning Appeals)
Mr. Bruce Drinkard
Mr. James Cheatham
Mr. William Turner
Mrs. Elizabeth Edwards

Absent: (Board of Zoning Appeals)
Mr. Matt Lair

Also Present:
Mrs. Aileen T. Ferguson, County Administrator
Mr. W. M. Caldwell, Clerk Planning Commissioner

Mr. Moore, Vice-Chairman, presiding, called the meeting to order at 7:30 P.M.

Mr. Moore asked Bill Caldwell to read the first petition for comment.

Mr. Caldwell read petition number 94-218 of George Woodson and Appomattox County to rezone property from R-1 to R-2 located on the east side of Route 669 between Route 608 and Route 608 and being the property divided by Eddie Gunter and others.

Mr. Moore asked if anyone wished to make comments for or against this petition.

Mr. James Harmon came forward and give his address at Route 2, Concord, Virginia. Mr. Harmon stated that he is against rezoning this property.

Mr. R. W. Childs, Concord, Virginia was recognized next and expressed that he is opposed to rezoning this property from R-1 to R-2.

Ms. Annie Hunter, Route 2, Concord, Virginia spoke and expressed that she is opposed to rezoning from R-1 to R-2.

Mr. Vincent Capobianco, Route 2, Concord, Virginia opposed the rezoning.

Ms. Jeannie Elder, Route 2, Box 30XA, Concord, Virginia stated that she is opposed to the rezoning request.

Mr. Anthony Tronco, Route 2, Box 28C, Concord, Virginia came forward and stated that he is opposed to the rezoning request.

Ms. Janet Harmon, Route 2, Concord, Virginia is opposed to rezoning.

Ms. Helen Gaulden, Route 2, Box 30BC, Concord, Virginia came forward and stated that she is opposed to the rezoning request.

Ms. Charlene Thornton came forward and stated that she is for rezoning the property to R-2.

Mr. Clinton Fitton, Concord, Virginia came forward and stated that he is against the rezoning request.

Ms. Lori Pickeral, Route 2, Box 28B, Concord, Virginia stated that she is opposed to the rezoning.

Mr. Roy Arrington, Route 2, Concord, Virginia came forward and stated that he is opposed to rezoning this property.

Ms. Pam Bailey came forward and gave her address as Madison Heights, Virginia. Ms. Bailey is in favor of the rezoning request.

Mr. George Woodson, Concord, Virginia, is in favor of the rezoning so that he can put a mobile home on Mr. Megginson's property.

Mr. Curtis Megginson, Route 2, Box 31A, Concord, Virginia wants his grandson to be allowed to put a mobile home on his property.

Being no further comments, Mr. Caldwell read petition number 94-219 of George Woodson for a variance to paragraph 170-80A, of the Appomattox County Zoning Ordinance pertaining to sideyard setbacks. Property is zoned R-1 and is located on Route 669 between Route 608 and Route 608.

Mr. Moore asked if anyone had any comments on this petition.

Hearing no comments, Mr. Caldwell read petition number 94-220 of H. Wayne Moore for a Conditional Use Permit to relocate truck repair shop and storage building on property located on Route 460 between Route 695 and Route 1022. Property is zoned M-1.

Mr. Moore called for comments on this petition.

Hearing no comments and being no further petitions, the hearing was closed at 8:00 P.M.

Russell H Moore

Vice-Chairman

The regular monthly meeting of the Appomattox County Board of Supervisors was held on May 2, 1994 at 7:00 P.M. in the Board of Supervisors meeting room adjacent to the Circuit Court Clerk's Office, Courthouse Square, North Court Street, Appomattox, Virginia.

Present:
Mr. Dennis W. Torrence, Chairman - Appomattox River District
Ms. Nina B. Beasley - Falling River District
Mr. Frank H. Carwile - Wreck Island District
Mr. Russell H. Moore - Piney Mountain District
Mr. Philip E. "Gus" Paulette - Courthouse District

Also Present:
Mr. Thomas W. Lawson, County Attorney
Ms. Aileen T. Ferguson, County Administrator

Mr. Torrence, Chairman, presiding, called the meeting to order at 7:00 P.M.

Mr. Moore gave the invocation.

Mr. Torrence adjourned the meeting to the Courthouse due to the number of citizens in attendance.

Mr. Torrence reconvened the meeting at 7:08 P.M. in the Courthouse and called on Ms. Renee Hoffman to appear before the Board.

Ms. Hoffman stated that she was representing a group of citizens concerned with the plans to renovate the Middle School. Ms. Hoffman requests the Board let the citizens make the decision of whether to construct a new middle school by putting this issue as a referendum on the ballot in November 1994. Ms. Hoffman also requests that the Board postpone renovation of the fine arts building until after the November 1994 election.

Mr. Torrence thanked Ms. Hoffman and recognized Mr. Ken Woodley.

Mr. Woodley began by thanking the Board for allowing him to speak on the Middle School issue. Mr. Woodley requested that the Board listen to the people and put the issue of a new middle school on the ballot in November 1994. Mr. Woodley continued by saying that he was sure the Board would make the right decision.

Mr. Torrence thanked Mr. Woodley and recognized Dr. Richard Poe, Chairman, Appomattox County School Board.

Dr. Poe began by reading a motion from the April 28, 1994 special meeting of the School Board. The motion reads as follows: "The Appomattox County School Board requests the Appomattox County Board of Supervisors to rescind their directive to the School Board to renovate the middle school as previously planned. In so doing, the Board of Supervisors would request that it be put on the ballot in November 1994 for public referendum." This decision was made as a result of a request from the aforementioned group of citizens in response to a statement made by Mr. Torrence on Saturday, April 23, 1994, stating that the Board would be willing to entertain such a request, if it came from the School Board.

Mr. Torrence asked Dr. Poe if the request to rescind action was in reference to the $300,000.00 project for the arts building?

Dr. Poe stated that this is the money in reference and they would like to see this put on hold for now.

Mr. Torrence thanked and excused Dr. Poe and called the next person on the agenda, Ms. Kim Arritt.

Ms. Arritt began by stating that she was frustrated at the lack of information given out by the Board concerning the facts on a new versus a renovated Middle School. Ms. Arritt is concerned about the education of our children. Ms. Arritt continued by stating that she had reviewed the study done by Dewberry & Davis and was concerned about some of the issues addressed in the study. Ms. Arritt continued by listing some of the deficiencies addressed in the study and stating that these conditions were not conclusive to learning and a long term remedy, rather than a bandaid, needs to be administered.

Mr. Torrence thanked Ms. Arritt and recognized Mr. Matt Leonard.

Mr. Leonard began by saying that he agreed with the people who had spoken before him. Mr. Leonard continued by asking the Board, "how dare you tell us what we can and cannot afford, what we should and should not fund, and what we will and will not determine is valuable. We decide what is needed and you'al make it happen. That simply put is democracy. Something that some members of this Board have confused with demography." Mr. Leonard asked that the Board not turn a deaf ear to the citizens.

Mr. Torrence thanked and excused Mr. Leonard and called Ms. Debbie Powell to come before the Board.

Ms. Powell began by stating that she cannot add anything to what the others who have spoken before her have said. Ms. Powell stated that she would like to re-emphasize the fact that education is the soul of our community if and it isn't our first priority then we have our priorities in the wrong order. Ms. Powell strongly urged the Board to put this issue for a new middle school on the ballot in November, 1994.

Mr. Torrence thanked and excused Ms. Powell and called the next citizen on the agenda, Ms. Pat Torrence.

Ms. Torrence began by stating that she felt very honored to be involved in a once in a century decision. Ms. Torrence feels that a new middle school must exist.

Ms. Torrence continued by giving the Board facts and figures concerned with construction and maintenance costs. Ms. Torrence stated that many problems exist with the present middle school. Ms. Torrence feels that with the maintenance savings on a new school, the first 10 years, we should be able to overcome the cost factor problem. Ms. Torrence said that it was astounding that Appomattox had set a pattern of renovating the middle school every ten (10) years. Ms. Torrence is convinced that if we come together as problem solvers, particularly, with the Appomattox Future Farmers of America Alumni, that the problem of a site for the middle school could easily be solved. Ms. Torrence continued by discussing the educational needs of middle school students. Ms. Torrence closed by asking how you could place a dollar value on a child learning to read successfully. How can you place a dollar value on a life long problem solved. For every successful student, Appomattox will save 3 to 7 dollars for every dollar spent.

Mr. Torrence thanked Ms. Torrence and gave a brief explanation as to why the Board of Supervisors made the decision to support renovation of the middle school.

Mr. Torrence asked if any supervisors had any comments they wished to make.

Mr. Carwile began by saying that he is pleased with the comments that he has heard from the citizens and feels proud of them for taking a stand. Mr. Carwile addressed the other Board members and said, "if we turn a deaf ear to these people that have expressed their wishes, to put this on a referendum, then I'm saying that we, as elected officials, put in by the people, to represent the people, then I'm saying that each of you will have to stand and show your true colors".

Mr. Paulette stated that he had no problem with a referendum, his only concern is with finances. Mr. Paulette also expressed some concern about the renovations needed at the Elementary School. Mr. Paulette would like to see the Middle School and the Elementary School addressed at this time. He would like to look at the entire picture now.

Mr. Moore stated that in touring the schools he felt that the Elementary School was in more need than the Middle School. He was impressed with the condition of the Middle School.

Mr. Torrence stated that his biggest concern was that putting this much money on one project was just too much considering our tax base. Mr. Torrence stated that our basic revenue comes from real estate taxes.

Mr. Torrence asked Mr. Tommy Lawson, County Attorney, if citizens could have this issue placed as a referendum on the ballot?

Mr. Lawson said that citizens cannot put this issue on the ballot. He continued that the Board of Supervisors can borrow money for school purposes without having a referendum. The Board MAY put this issue as a referendum on the ballot if they choose.

Mr. Carwile addressed Mr. Torrence and asked to be allowed to speak again. Mr. Carwile stated that he would like to refresh his memory. He said that, "it was plainly stated by Mr. Torrence and Mr. Jamerson that the reassessment kicking in would take care of the service debt, was this not true?" "With that established you are still coming back using that 30%. Let me remind you that the $300,000.00 that we are talking about that could be a savings if it was put on hold, now the 3-1/4 million. If we are looking at a 7 million dollar expenditure for a new middle school, that the people are showing their desire and wishes for, we must look back, and take it for face value what you have said, that it would be, the first half of it supported with another 3-1/2 million dollars. Now, at the one penny generating $30,000.00, some fast math would only give you $.16 or $.17 tax raise because you have already made the first 3-1/2 million dollars." Mr. Carwile does not understand where the $.30 tax increase comes in. Mr. Carwile asked if Mr. Torrence could clear this up. Mr. Torrence stated that this had been gone over time after time and that if Mr. Carwile could tell him how the County could pay for a new middle school, he was willing to listen. Mr. Torrence continued by saying that no one had explained where this money would come from.

After a lengthy discussion, Mr. Torrence entertained a motion to place the issue of a new middle school on the November 1994 ballot, which would put a halt on the present plans for renovation to the fine arts building.

Mr. Carwile made a motion that the issue of the new middle school be placed on the ballot for 1994, and put the plans for renovation to the fine arts building on hold.

Mr. Torrence called for a second.

Mr. Paulette asked Mr. Lawson, County Attorney, what the deadline was to get this issue on the ballot.

Mr. Lawson stated that he thought the petition with 200 signatures must be in by June 15, 1994 with a Court Order issued by August 1, 1994.

Mr. Torrence asked Mr. Lawson exactly what would go on the ballot.

Mr. Lawson said that the question would read, "Should the County borrow X amount of dollars for a new middle school".

After a lengthy discussion, Mr. Torrence called for a second to Mr. Carwile's motion.

Mr. Paulette seconded the motion. Vote: Mr. Torrence, nay; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Moore made a motion seconded by Mrs. Beasley to rescind the directive to the School Board, to spend $300,000.00 for renovating the fine arts building. Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Torrence next called Dr. Thomas to appear before the Board.

Dr. Thomas made a request for a supplemental appropriation. He explained that no local funds were going to be included in this supplemental appropriation request.

Ms. Beasley made a motion seconded by Mr. Moore to approve a supplemental appropriation of $151,616.00 for the School Board. Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Being nothing further for Dr. Thomas, Mr. Torrence thanked and excused Dr. Thomas and recognized Mr. Earl Dickerson, Hurt and Proffitt, Inc. and Mr. Charlie Peterson, Solid Waste Administrator.

Mr. Dickerson presented a new proposal for $31,140.50 from Counts and Dobyns, for erosion and sediment control on area "G". Mr. Dickerson explained that the original figure had been $46,600.00. Mr. Dickerson continued by stating that landfill personnel would have to seed this area.

After discussion, Ms. Beasley made a motion seconded by Mr. Paulette to accept Counts and Dobyns proposal for erosion and sediment control in the amount of $31,140.50, bringing Counts and Dobyns total for capping and erosion and sediment control to $130,340.50. Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Peterson presented a site plan for the Oakville transfer site. After explanation and discussion, Mr. Moore made a motion seconded by Ms. Beasley to accept the site plan for the Oakville transfer site. Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Discussion followed concerning plans for the transfer site at Vera. Mr. Torrence will check with fire departments on removing old Vera School. Mr. Peterson will continue with plans on this site.

Mr. Paulette made a motion seconded by Ms. Beasley to enter into executive session to discuss a legal matter at 9:30 P.M. Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

On a motion by Ms. Beasley, seconded by Mr. Moore, it was resolved the Board of Supervisors return to regular session at 9:45 P.M. Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

On a motion by Mr. Paulette seconded by Mrs. Beasley, the following resolution was adopted:

WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification motion applies, and (ii) only such executive matters were heard; discussed or considered by the Appomattox County Board of Supervisors. Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Peterson next requested an appropriation from the landfill bond account in the amount of $2,660.00 for the month of May, 1994.

Mr. Moore made a motion seconded by Mr. Paulette to appropriate $2,660.00 from the landfill bond account for the month of May 1994 to pay Caterpillar Financial Services Corporation. Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Peterson presented quotes for a horizontal baler for the Board's review. After discussion, this matter was tabled until a later date.

Being nothing further for Mr. Peterson, Mr. Torrence thanked and excused him.

Mr. Torrence introduced the next item for discussion, the appointment of an Industrial Site Review Committee. After discussion, the Board, by consensus, agreed to suggest to Appomattox Town Council the following people: James A. Smith, Walter Hancock, Doug Webb, Wayne Lewis and Philip Paulette.

Mr. Torrence next presented a request from the Town of Pamplin for a Musical or Entertainment Permit to hold their annual founders' day and street dance on May 21, 1994.

Mr. Moore made a motion seconded by Ms. Beasley to approve the permit for the Town of Pamplin to hold a founders day celebration and street dance on May 21, 1994 and waive bond and fee requirements. Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Paulette, aye.

Mr. Torrence presented a request from Spout Spring Ruritan Club for a special bingo permit for June 4, 1994.

Ms. Beasley made a motion seconded by Mr. Moore to approve June 4, 1994 as a special bingo day for Spout Spring Ruritan Club. Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Torrence next reminded the Board that an appointment needed to be made to the Central Virginia Community College Board.

Ms. Beasley made a motion seconded by Mr. Carwile to appoint Esterline McCraw to the Central Virginia Community College Board. Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

The appointment to STEPS, Inc. Board of Directors was discussed. It was agreed to check with Richard Martin, Director, Social Services, to see if he had a suggestion.

Mr. Torrence next informed the Board that Road Viewers need to be appointed.

Ms. Beasley made a motion seconded by Mr. Moore to appoint Claude Allen Moore, V. O. Mims, and John Ranson, Sr. to be Road Viewers for 1994. Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Next on the agenda was the subject of appointments to the School Board. Ms. Ora McCoy (Piney Mountain District) and Mr. Sammy Scott (Wreck Island District) terms expire June 30, 1994. After discussion, Ms. Beasley made a motion seconded by Mr. Moore for Mrs. Ferguson to proceed with the application process. Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Lawson presented a written request for appointments to the Youth Services Commission.

Mr. Moore made a motion seconded by Ms. Beasley to make the following appointments and re-appointments:
 Judy Mawyer - Term to expire 8/97
 Wilson Staples - Term to expire 8/97
 Patsy Wilson - Term to expire 4/98
 Stephanie Coleman - Term to expire 4/98
 Barry Elder - Term to expire 8/97
 Charlene Lawson - Term to expire 8/97
 Ben Mawyer - Student - Term to expire 5/95
Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Ms. Ferguson presented a supplemental appropriation request of $8,501.00 for the Summer Youth Program for the remainder of FY94.

Mr. Moore made a motion seconded by Ms. Beasley to approve a supplemental appropriation of $8,501.00 for the Summer Youth Program for FY94. Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

The next request that was presented was for inmate housing for the jail.

Ms. Beasley made a motion seconded by Mr. Moore to approve a supplemental appropriation in the amount of $4,894.78 for inmate housing for the jail budget. Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson next presented a request from Richard Martin, Director of Social Services to replace two (2) thermostats in his department.

After discussion, Ms. Beasley made a motion seconded by Mr. Moore to appropriate $180.00 as a supplemental appropriation to General Properties to replace two (2) thermostats in the Department of Social Services. Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Ms. Ferguson presented the next request from Court Services Unit for juvenile detention expenses.

Mr. Carwile made a motion seconded by Ms. Beasley to approve a supplemental appropriation for $240.00 to Court Services Unit to be used to pay juvenile detention expenses. Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Lawson has requested funds from the Courthouse Maintenance Fund to pay for repairs to his office. This work was approved previously by the Board.

Mr. Carwile made a motion seconded by Ms. Beasley to appropriate $1,250.00 to General Properties Budget to pay expenses for repairs to the Commonwealth Attorney's Office. Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Ms. Ferguson next presented a request from the Library Board for funds to purchase equipment.

After discussion, Mr. Carwile made a motion seconded by Ms. Beasley to appropriate $1,411.50 from the Special Library Fund to purchase equipment. Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

The Central Virginia Planning District Commission requested the Board to adopt a resolution of support for the development of the US Route 460 corridor from Roanoke to Norfolk as a part of the Transamerica Transportation Corridor.

After discussion, Mr. Carwile made a motion seconded by Mr. Moore to adopt the following resolution:

RESOLUTION

At the regular scheduled meeting of the Appomattox County Board of Supervisors held on the 2nd Day of May, 1994, in the Board's Meeting Room, adjacent to the Office of the Clerk of the Circuit Clerk, Courthouse Square, Court Street, Appomattox:

WHEREAS, the Transamerica Transportation Corridor Study was created pursuant to the Intermodal Surface Transportation Act (ISTEA) of 1991, and

WHEREAS, the Study is broad in scope and long range in perspective and focuses on a study corridor from California in the west to Virginia in the east and,

WHEREAS, the Study, as envisioned by Congress, is futuristic in vision and will consider emerging technologies and multi-modal opportunities for transportation, and

WHEREAS, the US 460 corridor is addressed in the proposed National Highway System as STRAHNET portion of that system, and

WHEREAS, the technical corrections bill to the 1991 ISTEA legislation fails to name specific routes within the Commonwealth of Virginia in its present form, and

WHEREAS, the US 460 corridor from Roanoke, Virginia to Norfolk, Virginia, traverses a large region of the Commonwealth, which includes the areas covered by the Central Virginia Planning District Commission, including the Counties of Amherst, Appomattox, Bedford and Campbell, the Cities of Bedford and Lynchburg and the Towns of Altavista, Amherst, Appomattox and Brookneal, all of which have a large underdeveloped potential for natural and human resources, and economic development,

WHEREAS, the US Route 460 corridor could present the least costly route through the Commonwealth, having a natural low cost crossing of the Blue Ridge and not requiring costly bridges or tunnels to terminate at a deep water port, while greatly enhancing the largest area of the Commonwealth that presently does not have an interstate highway system to serve a population in excess of two million persons, and

WHEREAS, the US Route 460 corridor would certainly serve existing and proposed business expansion by locating them on a state-of-the-art interstate system.

NOW THEREFORE, BE IT RESOLVED, that the Appomattox County Board of Supervisors hereby declare its support for the development of the US Route 460 corridor from Roanoke to Norfolk as a part of the Transamerica Transportation Corridor and urges the Steering Committee for Study, the Governor of the Commonwealth of Virginia, the General Assembly of Virginia and the Virginia Congressional delegation to lend their support to this effort and amend the Technical Corrections bill to the 1991 ISTEA legislation to so state this desire.

Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson presented a resolution for the proposed secondary road priority list for approval by the Board.

Mr. Moore made a motion seconded by Mrs. Beasley to adopt the following resolution:

RESOLUTION

WHEREAS, the Appomattox County Board of Supervisors held the annual Secondary Road Budget Hearing on April 26, 1994, after publishing notice in the Times Virginian newspaper once a week for two (2) consecutive weeks and posting Notice of Hearing at the front door of the Appomattox Court House ten (10) days before the hearing, and

WHEREAS, those members of the public attending said hearing were given the opportunity to participate in and make requests for new roads and improvements, and

WHEREAS, the proposed Secondary Road Budget Priority List for 1994-1995 was read into the record at said hearing for all in attendance to hear.

THEREFORE, BE IT RESOLVED, that the attached Secondary Road Priority List for Appomattox County for 1994-1995 is hereby approved by this Board.

Vote: Mr. Torrence, aye; Mr. Moore, aye; Ms. Beasley, aye; Mr. Carwile, aye; and Mr. Paulette, aye.

Mrs. Ferguson presented the Board with the Planning Commission recommendations from the April 26, 1994 meeting and public hearing.

Mr. Moore made a motion seconded by Mrs. Beasley to accept the Planning Commissions recommendation on petition #94-218 of George Woodson and Appomattox County and deny request to rezone property located on the east side of Route 669 between Route 608 and Route 608 and being the property divided by Eddie Gunter and others. Vote: Mr. Torrence, aye; Mr. Moore, aye;, Ms. Beasley, aye; Mr. Carwile, aye; and Mr. Paulette, aye.

Mr. Moore made a motion seconded by Mr. Carwile to accept the Planning Commissions recommendation on petition #94-220 of H. Wayne Moore and approve the request for a Conditional Use Permit to relocate truck repair shop and storage building on property located on Route 460 between Route 695 and Route 1022. Vote: Mr. Torrence, aye; Mr. Moore, aye; Ms. Beasley, aye; Mr. Carwile, aye; and Mr. Paulette, aye.

Mrs. Ferguson presented a letter from the Department of Conservation and Recreation concerning designating Route 24 as a Virginia By-Way. After discussion, and by consensus, the Board requested Ms. Ferguson obtain more information on this subject.

Mrs. Ferguson next presented a request from the Appomattox Volunteer Fire Department for funds to replace the engine in the brush truck. After discussion, Mrs. Beasley made a motion seconded by Mr. Carwile to make a supplemental appropriation of $1500.00 to the Appomattox Volunteer Fire Department to replace the engine in the brush truck.

Vote: Mr. Torrence, aye; Mr. Moore, aye, Ms. Beasley, aye, Mr. Carwile, aye; and Mr. Paulette, aye.

Mrs. Ferguson informed the Board that two of the light poles at the ballpark were rotten and need to be replaced. Mrs. Anne Lawson has received a bid for $7,825.00 to do this work. After discussion the Board, by consensus, requested that Mrs. Lawson solicit additional bids.

Mrs. Ferguson presented the Board with a quote to repair the roof on the Museum (old Jail Building). After discussion, Mrs. Beasley made a motion, seconded by Mr. Moore to accept this quote for $1800.00 to repair the roof on the Museum. Vote: Mr. Torrence, aye; Mr. Moore, aye; Ms. Beasley, aye; Mr. Carwile, aye; and Mr. Paulette, aye.

Mrs. Ferguson informed the Board that Mrs. Hunt had called to see if the Board would be interested in purchasing property she owns adjacent to the School Bus Shop. After discussion, the Board, by consensus, asked Mrs. Ferguson to thank Mrs. Hunt but they were not interested.

Mrs. Ferguson presented a request from the Historical Park for dumpster service to be provided by the County. After a lengthy discussion, the Board by consensus, decided not to provide dumpster service for the Historical Park Service.

Mrs. Ferguson reminded the Board that they needed to provide some names for appointment to the Industrial Site Review Committee. After discussion, the Board suggested the following names for review by Town Council: Walter Edward Hancock, Wayne Lewis, James A. Smith, Doug Webb and the representative from the Board of Supervisors Philip Paulette.

Mrs. Ferguson explained that there were new regulations governing underground storage tank liability and that Don Thornhill, the County's insurance agent, was willing to come and review options on these regulations. After discussion, the Board agreed to meet with Mr. Thornhill at 6:30 P.M. on Monday, May 9, 1994.

Being no further business the meeting was recessed at 11:07 P.M. until May 9, 1994 at 6:30 P.M.

Chairman

A recessed meeting and budget work session of the Appomattox County Board of Supervisors was held on May 9, 1994 at 6:30 P.M. in the Boards meeting room, Courthouse Square, North Court Street, Appomattox, Virginia.

Present:
Dennis W. Torrence, Chairman - Appomattox River District
Nina B. Beasley - Falling River District
Frank H. Carwile - Wreck Island District (7:00 P.M.)
Philip E. "Gus" Paulette - Courthouse District (7:00 P.M.)

Also Present:
Aileen T. Ferguson - County Administrator

Mr. Torrence called the meeting to order and welcomed Mr. Don Thornhill, Cabell Insurance.

Mr. Thornhill began a presentation on the financial responsibility for Underground Storage Tanks.

Mr. Thornhill gave a very informative presentation on financial responsibility and suggested several alternatives for meeting the required responsibility.

After questions and discussion, Mr. Thornhill agreed to prepare a quote for insurance coverage for County owned tanks.

Mrs. Beasley made a motion seconded by Mr. Paulette to enter into executive session to discuss a legal matter at 7:20 P.M. Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

On a motion by Mr. Paulette, seconded by Mr. Moore, it was resolved the Board of Supervisors return to regular session at 7:46 P.M. Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

On a motion by Mr. Paulette seconded by Ms. Beasley, the following resolution was adopted:

WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification motion applies, and (ii) only such executive matters were heard; discussed or considered by the Appomattox County Board of Supervisors.
Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Torrence next called Dr. Jack Thomas, Superintendent of School, to appear before the Board.

Dr. Thomas began by giving an overview of the School Boards FY95 budget request.

After questions and discussion, the Board thanked and excused Dr. Thomas.

The Board of Supervisors, by consensus, next set a date of May 16, 1994 at 7:30 P.M. to meet with Sheriff Richardson to discuss his proposed FY95 budget.

Ms. Ferguson next presented a request from Monte Mays, Commission of Revenue, for a line item transfer.

Ms. Beasley made a motion seconded by Mr. Moore to approve a line item transfer for the Commission of Revenue in the amount of $538.00 from equipment to office supplies. Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Ms. Ferguson presented a request for an appropriation from the Library Fund of $124.28.

Mr. Carwile made a motion seconded by Ms. Beasley to appropriate $124.28 from the Library Fund for the month of May, 1994. Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Ms. Ferguson presented the Board with information on the proposed regional jail project and requested $14,653.00 if the Board wished for Appomattox County to be included in the Study.

After a lengthy discussion, Ms. Beasley made a motion seconded by Mr. Moore for Appomattox County to proceed with the study at a cost not to exceed $14,653.00. Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Ms. Ferguson mentioned that she had met with Virginia Department of Transportation representatives, Mayor Spiggle and Norfolk Southern Railroad to discuss the railroad crossings in Town. Ms. Ferguson stated that the problems are being addressed by Virginia Department of Transportation and she will report back to the Board, on this matter, at a later date.

Mr. Torrence asked if anyone had any other business to be brought before the Board.

Mr. Carwile stated that he had spoken with Mr. Jerry Kinne who was willing to do the work needed on the pecan tree behind the School Board Office.

Ms. Ferguson was asked to contact Mr. Kinne to see when he could do this work.

Being no further business, the meeting was adjourned at 9:40 P.M. until Monday, May 16, 1994 at 7:00 P.M.

Don W. Torrence

Chairman

A recessed meeting and budget work session was held on May 16, 1994 at 7:00 P.M. in the Board of Supervisor's meeting room, adjacent to the Circuit Court Clerk's Office, Courthouse Square, North Court Street, Appomattox, Virginia.

Present:
Dennis W. Torrence, Chairman - Appomattox River District
Nina B. Beasley - Falling River District
Frank H. Carwile - Wreck Island District
Russell H. Moore - Piney Mountain District
Philip E. "Gus" Paulette - Courthouse District

Also present:
Aileen T. Ferguson - County Administrator

Mr. Torrence, Chairman, presiding, called the meeting to order at 7:02 P.M. and asked Mr. Carwile to give the invocation.

Mr. Torrence welcomed Sheriff Richardson and Chief Jailer Godsey and asked if they would like to give an overview of their proposed budgets.

Sheriff Richardson began by explaining that in department 3301, Jail, the major increase was $48,000.00 for inmate housing.

Discussion followed as to the reason for the increase in inmate housing cost, medical cost for inmates, etc.

Next, the Board continued budget discussion on departments 2107; 3102; 3104; and 3105. Sheriff Richardson answered questions and explained cost associated with his budget request.

Sheriff Richardson, also, requested a 4 percent increase for his employees, as the School Board is proposing.

Being nothing further for Sheriff Richardson, Mr. Torrence thanked him for his time.

Mr. Torrence reviewed with the Board a letter from Mrs. Belter, Treasurer, giving the status of FY94 funds.

Review of other departments followed, with the decision to remove any equipment from each department, such as, paper shredders, fax machines, etc. Also, convention and education expenses were removed from individual department budgets.

The Board discussed adding $5000.00 to postage for the Treasurer to allow her to mail decal information.

By consensus the Board agreed to include in the FY94 budget:
1. 1213 - Deduct $1000.00 from equipment for paper shredder
2. 2102 - Deduct $1200.00 for Fax Machine & additional $400.00 for telephone line for fax was deducted from the budget.
3. 2105 - Deduct $895.00 from equipment for fax machine and

$135.00 for service contract.
4. 2201 - Deduct $1657.00 from equipment for printer.
5. 3102 - Deduct $500.00 from travel (mileage), deduct $60,832.00 from motor vehicles.
6. 3301 - Deduct $28,000.00 from Purchased Services; Deduct $2,640.00 from Inmate Phone; Deduct $9,369.00 from Block Grant/Nurse.
7. 3302 - Deduct $10,864 from part-time salaries.
8. 3401 - Deduct $400.00 from travel.
9. 3501 - Deduct $350.00 from travel.
10. 5105 - Deduct $9,867.00 from contribution.
11. 7109 - Deduct $1,845.00 from 7109-5616 Roanoke River Basin Association for contribution.

After budget discussion, Mr. Torrence asked that Mrs. Ferguson check on payments made in FY94 to Pamplin Volunteer Fire Department.

Mr. Carwile also asked that Mrs. Ferguson check to see how much Prince Edward contributes to Pamplin Volunteer Fire Department.

Mr. Torrence requested that Mrs. Ferguson figure the savings if the School Board gave their employees 2.25% increases effective December 1, 1994.

Being no further business, the meeting was adjourned until 7:00 P.M. on May 18, 1994.

Chairman

A recessed meeting and budget work session was held May 18, 1994 at 7:02 P.M. in the Board's meeting room, adjacent to the Circuit Court Clerk's Office, Courthouse Square, North Court Street, Appomattox, Virginia.

Present:
Dennis W. Torrence, Chairman - Appomattox River District
Nina B. Beasley - Falling River District
Frank H. Carwile - Wreck Island District
Russell H. Moore - Piney Mountain District
Philip E. "Gus" Paulette - Courthouse District

Also Present:
Aileen T. Ferguson, County Administrator

Mr. Torrence, Chairman, presiding called the meeting to order at 7:02 P.M.

Mr. Torrence suggested that for the public hearing on the proposed FY95 budget, Ms. Ferguson prepare extra copies of the revenue estimate for distribution to the public.

The Board by consensus set the date for the public hearing on the budget for May 31, 1994 at 6:30 P.M., and the following advertisement be duly published in the local newspapers.

NOTICE OF PUBLIC HEARING
COUNTY OF APPOMATTOX

Condensed Synopsis of
Proposed Budget for FY95 (July 1, 1994 to June 30, 1995)

This Budget Synopsis is prepared and published for information and fiscal planning purposes only. The inclusion in the Budget of any item does not constitute an obligation or commitment on the part of the Board of Supervisors of Appomattox County to appropriate funds for that line or purpose. There is no allocation or designation of any funds of Appomattox County for any purpose until there has been an appropriation for the purpose by the Board of Supervisors.

GENERAL REVENUES:

LOCAL		
General Property Taxes	$	4,672,662
Permits, Privilege Fees & Regulatory Licenses		28,430
Fines & Forfeitures		12,050
Revenues from Use of Money & Property		733,786
Miscellaneous Revenue		4,100
Recovered Costs		7,300
COMMONWEALTH		
Payment in Lieu of Taxes		25,000
Non-Categorical Aid		148,131
Shared Expenses		922,124
Categorical Aid		7,614,763
FEDERAL		
Payment in Lieu of Taxes		1,400
Categorical Aid		764,402
OTHER FINANCING SOURCES		
Asset Forfeiture Account		6,918
Proceeds from Indebtedness		561,556
TOTAL REVENUE	$	15,502,622

EXPENDITURES:

General Government Administration	$	1,024,213
Judicial Administration		154,923
Public Safety		1,324,114
Public Works		438,148

Health and Welfare	850,356
Education	10,598,108
Parks, Recreational & Cultural	214,676
Community Development	136,288
Non-Departmental	240
Capital Improvement Fund (transfer)	200,000
Landfill Improvement Fund	561,556
TOTAL EXPENDITURES	$ 15,502,622

PROPOSED TAX RATES 1994-95 (unchanged from 1993-94)

REAL ESTATE	$0.70	per one hundred dollars of assessed valuation
PERSONAL PROPERTY	$3.50	per one hundred dollars of assessed valuation
MERCHANT'S CAPITAL	$1.00	per one hundred dollars of assessed valuation

NOTICE

A public hearing will be held by the Board of Supervisors on May 31, 1994 at 6:30 P.M., in the Courthouse, at Appomattox, Virginia, to consider the foregoing proposed budget estimates. The proposed budget may be examined Monday through Friday from 8:00 AM to 4:30 PM at the Office of the County Administrator. All interested citizens will have the opportunity to give written or oral comment at the hearing. Senior citizens and handicapped citizens are encouraged to attend. All public meetings are accessible to persons with handicapped conditions. Any person requiring auxiliary aids, in connection with the public hearing should notify the County Administrator at least five (5) days prior to the time of the hearing.

BY ORDER OF THE APPOMATTOX
COUNTY BOARD OF SUPERVISORS
AILEEN T. FERGUSON
COUNTY ADMINISTRATOR

Budget discussion continued with department 3108 - Crime Prevention; 3202 - Volunteer Fire Departments, was next discussed with Ms. Ferguson presenting an additional request from Pamplin Volunteer Fire Department for $865.00.

After discussion, it was agreed to add $865.00 to Pamplin Volunteer Fire Department.

The Board also discussed the present policy of requiring fire departments and rescue squads to present their budgets prior to receiving a contribution.

After discussion, and by consensus of the Board, it was agreed to release the contributions to the fire departments and rescue squads without meeting the present policy requirements.

Ms. Ferguson next suggested that the Board set up a schedule for replacing county owned vehicles, so that the cost would not have to be budgeted all in one year.

After discussion, it was determined to try to replace one county owned vehicle per year if this were possible.

Mr. Torrence asked the Board to stop budget review, at this time, and invited Mrs. Janet Belter, Treasurer, to appear before the Board.

Mrs. Belter began by presenting the Board with a copy of her revised budget showing pay for performance and related benefit adjustments. Mrs. Belter continued by giving an overview of her budget and answering questions related to her request.

Mrs. Belter, also, requested that the Board of Supervisors approve a 4% increase for her employees.

Being nothing further for Mrs. Belter, Mr. Torrence thanked and excused Mrs. Belter and called on Mrs. Barbara Williams to appear before the Board.

Mrs. Williams began by thanking the Board for the opportunity to appear before the Board to review her FY95 budget request.

Discussion followed on departments 2102 and 2106 with Mrs. Williams explaining her budget request and answering any questions.

Being nothing further for Mrs. Williams, the Board thanked and excused her.

Budget review continued on departments 4203 - Refuse Collection and 4204 - Refuse Disposal.

Ms. Ferguson explained that the increases in Refuse Collection are the 2.25% salary increase effective 12/1/94 and 5% increase in automobile insurance.

Ms. Ferguson continued by reading two letters to the Board that Mr. Peterson had included with his budget. One letter was suggesting that any funds remaining in the FY94 budget be carried over to FY95. The other letter was suggesting a uniform pay classification be implemented.

Ms. Ferguson also read a letter from Mr. Peterson explaining that the tracks need to be turned on the 983 and this figure was included in

4204-3004. Professional services increased due to these expenditures having to be paid from general operating funds after 12/94.

Ms. Ferguson next read a letter requesting increases over and above the 2.25% on December 1, 1994 for two (2) employees.

After discussion, and by consensus of the Board, it was agreed to give Danny Morgan a .75 cents per hour increase December 1, 1994. It was also decided that Tommy Gobble receive a 2.25% increase December 1, 1994.

Discussion followed concerning continuing uniforms for landfill personnel.

After discussion, Mr. Carwile made a motion seconded by Mr. Moore to deduct $2,600.00 for uniforms from 4204. Vote: Mr. Torrence, nay; Ms. Beasley, nay, Mr. Carwile, aye; Mr. Moore, aye; Mr. Paulette, abstain. (Tye vote, no budget reduction in this line item.)

Discussion continued with final decision, by the Board, to ask Mr. Peterson to reduce his budget by $6,000.00 with the understanding that the professional services line item remain as proposed.

The Board next discussed the Health Departments budget request for FY95. After discussion and considering other obligations, the Board by consensus, agreed to reduce the Health Department's FY95 budget request by $5,000.00

Next, the Board discussed the Department of Social Services revised budget. The Board agreed to accept Mr. Martin's budget as amended and presented.

The Board considered a request from Central Virginia Area Agency on Aging for vans to serve Appomattox County. After discussion, the Board agreed by consensus, that the County could not help purchase these vans and denied their request.

The Board next discussed 7109 Contributions:

Roanoke River Basin Association - no funding.

Children's Hospital - no funding.

Southside Virginia Educational Center - no funding.

Blue Ridge Regional Education Center - no funding.

The Library budget request was discussed next. After discussion no changes were made.

Discussion continued on the Chamber of Commerce budget request for FY95.

Ms. Ferguson pointed out that a $5,000.00 allocation still remained in the FY94 budget for the Chamber upon completion of the Accreditation Program. This funding would not carry forward to FY95.

Mr. Torrence requested that Ms. Ferguson contact Brett Thompson, President, Chamber of Commerce to see if they will be certified by June 30, 1994.

The Appomattox County Extension Service budget request for FY95 was discussed. Ms. Ferguson presented a handout showing salaries for the Extension Service.

Mrs. McClenny requested an increase in telephone service to cover the cost of a cellular phone. The Board, by consensus, agreed not to fund the cellular phone and reduce their telephone line item to $3,600.00.

Discussion continued with the School Board's budget request for FY95. Ms. Ferguson gave the Board salary information that had been requested at prior meetings. A lengthy discussion followed. After discussion, the Board, by consensus, agreed to reduce the School Board's proposed budget request for FY95 by $85,000.00.

The Board also agreed to reduce the Capitol Improvement Fund by $50,000.00.

Being no further budget review, Ms. Ferguson presented a request for appropriation from the School Board to pay bills related to the Athletic Complex. After discussion, Mrs. Beasley made a motion seconded by Mr. Paulette to appropriate $4,063.43 from the Athletic Complex Fund. Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Ms. Ferguson also presented a request from the School Board for an appropriation from VPSA loan funds. After discussion, Mr. Paulette made a motion seconded by Ms. Beasley to appropriate $16,387.50 from the VPSA loan funds. Vote: Mr. Torrence, aye; Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Paulette, aye.

Being nothing further the meeting was adjourned until May 23, 1994 at 7:00 P.M.

Chairman

A recessed meeting and budget work session of the Appomattox County Board of Supervisors was held on May 23, 1994 at 7:00 P.M. in the Board of Supervisors Meeting room adjacent to the Circuit Court Clerk's Office, Courthouse Square, North Court Street, Appomattox, Virginia.

Present:

Dennis W. Torrence - Chairman - Appomattox River District
Nina B. Beasley - Falling River District

Frank H. Carwile - Wreck Island District
Russell H. Moore - Piney Mountain District
Philip E. "Gus" Paulette - Courthouse District

Also present:
Aileen T. Ferguson, County Administrator

Mr. Torrence, Chairman, presiding, called the meeting to order at 7:00 P.M.

Mr. Moore gave the invocation.

Ms. Ferguson presented the Board with the final draft of the FY95 budget and the FY95 proposed revenue estimate. Review followed.

At 7:15 P.M. Mr. Torrence recognized Dr. Thomas, Superintendent of Schools, and asked him to appear before the Board to express his concern over budget reduction for the schools.

Dr. Thomas began by expressing that he understood the position of the Board in having to look at the needs of all offices but continued to say that he had two (2) major concerns with the schools $85,000.00 budget reduction.

Dr. Thomas pointed out that taking the debt service on the million dollar VPSA loan into consideration, the schools were being funded $32,430.00 less in local funds than last year. Dr. Thomas stated that these were actual dollars that reach children.

Dr. Thomas' other concern was that last year we were one of five divisions that were noted as cutting local dollars when more State dollars were being given.

Mr. Torrence explained the Board's position and expressed that the Board had done everything they could to meet all the county needs.

Discussion followed with Dr. Thomas explaining school needs and ideal conditions.

Dr. Thomas requested that the Board of Supervisors at least level fund the FY94 amount.

Dr. Thomas also, requested that if FY94 sales tax money comes in, in FY95, that the Board agree to supplement his budget by that amount.

Discussion followed with no final decision being made on Dr. Thomas' request.

After discussion, Mr. Torrence thanked Dr. Thomas, and being no further business the meeting was adjourned at 7:50 P.M.

Chairman

A public hearing of the Appomattox County Board of Supervisors was held on May 31, 1994 at 6:30 P.M. in the Courthouse, North Court Street, Courthouse Square, Appomattox, Virginia.

Present:
Dennis W. Torrence, Chairman - Appomattox River District
Nina B. Beasley - Falling River District
Frank H. Carwile - Wreck Island District
Russell H. Moore - Piney Mountain District
Philip E. "Gus" Paulette - Courthouse District

Also Present:
Aileen T. Ferguson - County Administrator

Mr. Torrence, Chairman, presiding called the public hearing to order at 6:30 P.M. Mr. Torrence explained the purpose of the hearing which was to receive public comment on the proposed FY95 budget, and the procedure for being allowed to speak. Mr. Torrence then asked if anyone else wished to sign up to speak.

Hearing no further request, Mr. Torrence called the first person on the list, Ms. Jamie Hall.

Ms. Hall came forward and stated her address as Route 2, Box 21, Pamplin, Virginia. Ms. Hall began by saying that she speaks for her husband and herself. Ms. Hall stated that an adequate education must be provided for our children. Ms. Hall urges the Board of Supervisors to fully fund the School Budget.

Ms. Renee Hoffman, Route 4, Box 124, Appomattox, Virginia spoke next. Ms. Hoffman asked the Board of Supervisors to reconsider the decision to cut the School Boards budget. Ms. Hoffman stressed that our children's education was entrusted to the schools and that the Board must fund the needs. Ms. Hoffman urged the Board of Supervisors not to short change the schools and at least level fund.

Mr. John Kidd spoke next. Mr. Kidd gave his address as Route 5, Box 513, Appomattox, Virginia. Mr. Kidd began by asking the Board to move forward instead of backwards. Mr. Kidd feels that if it is necessary to raise taxes in order to move forward, then he favored a tax increase. Mr. Kidd felt that all County budget requests should be fully funded and requested the Board reconsider the budget in all areas.

Mr. Torrence next called Mr. Franklin Vaughan, Spout Spring, Virginia to be heard.

Mr. Vaughan began by stating that having served on the Board of Supervisors in the past, he fully understood the Board's position. Mr. Vaughan requested the Board fully fund the school's FY95 budget request. Mr. Vaughan feels that with the proposed budget cut for the school this is a step backwards. Mr. Vaughan feels that the Board should raise taxes, if necessary, to fully fund the School budget. He asked the Board to rethink their decision.

Mr. Torrence next recognized Mr. Dan Arritt.

Mr. Arritt came forward and gave his address as Route 5, Box 330, Appomattox, Virginia. Mr. Arritt began by stating that he worked for Armstrong Furniture and that some of their executives were relocating to the Appomattox Plant. He continued by stating that he surveyed these people to see why they were not proposing to live in Appomattox County and found that the number one reason was accessibility to entertainment and the number two reason was the school system. Mr. Arritt requested the Board level fund the schools so that the County could compete with other areas in the field of education.

Mr. Torrence thanked Mr. Arritt and stated that if no one else had any comments, the meeting would be closed.

Ms. Renee Hoffman asked if there could be a show of hands of the people who were there supporting level funding of the school budget.

Mr. Torrence stated that this would be appropriate.

(All present raised their hands.)

Mr. Torrence closed the public hearing on the proposed FY95 budget at 6:50 P.M.

Chairman

A joint public hearing of the Appomattox County Board of Supervisors and the Appomattox County Planning Commission was held on May 31, 1994 at 7:30 P.M. in the Courthouse, Courthouse Square, North Court Street, Appomattox, Virginia.

Present: (Appomattox County Board of Supervisors)
- Dennis W. Torrence, Chairman - Appomattox River District
- Nina B. Beasley - Falling River District
- Frank H. Carwile - Wreck Island District
- Russell H. Moore - Piney Mountain District
- Philip E. "Gus" Paulette - Courthouse District

Present: (Appomattox County Planning Commission)
- R. W. "Bobby" Mitchell
- Calvin Tanner
- Debra Chernault
- Wayne Lewis
- Russell Moore

Absent: (Appomattox County Planning Commission)
- Al Sears
- David Bailey
- Charles Smith
- Claude Allen Moore

Present: (Board of Zoning Appeals)
James Cheatham
William Turner
Matt Lair

Absent: (Board of Zoning Appeals)
Bruce Drinkard
Elizabeth Edwards

Also Present:
Aileen T. Ferguson - County Administrator
W. M. Caldwell, Jr. - Clerk, Planning Commission

Mr. Torrence, Chairman, presiding, called the meeting to order at 7:43 P.M. and stated the purpose of the public hearing.

Mr. Torrence then asked Bill Caldwell, Clerk, Appomattox County Planning Commission, to read the first petition.

Mr. Caldwell read petition number 94-221 of Eugene Chambers for a variance to paragraph 170-81A, of Appomattox County Zoning Ordinance, pertaining to location of accessory building. Property is zoned A-1 and is located on Route 601 between Route 696 and Route 627.

Mr. Torrence asked if anyone wished to comment on this petition.

Mr. Eugene Chambers came forward, was recognized and stated his address as Route 1, Box 90A, Pamplin, Virginia. Mr. Chambers stated that he needed this building to store household items. Mr. Chambers requested that the Board approve his request.

Mr. Torrence asked for other comments. Hearing none he asked Mr. Caldwell to read the next petition for consideration.

Mr. Caldwell read petition number 94-222 of George Woodson requesting a rezoning of property from R-1 and A-1. Property is located on Route 669 between Route 608 and Route 608 and is owned by Curtis Megginson, Sr.

Mr. Torrence asked if there were any comments pertaining to this request.

Mr. George Woodson came forward and stated his address as 576 Brightwell Mill Road, Madison Heights, Virginia. Mr. Woodson asked the Board to approve his request and stated that a portion of this lot was already zoned A-1. Mr. Woodson thanked the Board for their consideration.

Mr. Torrence called for any other comments on this petition. Hearing none, he asked Mr. Caldwell to read the next petition for consideration.

Mr. Caldwell read petition number 94-223 of Herman Junior Puckett for a Conditional Use Permit to allow an addition to an Auto Body Shop.

Property is located on Route 689 between Route 460 and Route 647. Property is zoned B-1.

Mr. Torrence asked if anyone would like to speak concerning this petition.

Mr. Daryl Puckett came forward and stated his address as Route 1, Box 112, Spout Spring, Virginia. Mr. Puckett continued by saying that he was speaking on behalf of his father, Herman Junior Puckett. Mr. Puckett stated that his father wished to expand his business to provide more work space, an office area, bathroom facility, and generally a better working environment. Mr. Puckett also stated that the additional space should allow for a much more orderly look to the entire property. Mr. Puckett asked the Board to approve the request and thanked them for their time.

Mr. Torrence asked if anyone else wished to address this petition.

Hearing no one, and being no further petitions to be heard, Mr. Torrence adjourned the hearing at 8:17 P.M. to a recessed meeting immediately following the public hearing.

Chairman

A recessed meeting of the Appomattox County Board of Supervisors was held on May 31, 1994 at 8:19 P.M. in the Courthouse, Courthouse Square, North Court Street, Appomattox, Virginia.

Present:
- Dennis W. Torrence, Chairman - Appomattox River District
- Nina B. Beasley - Falling River District
- Frank H. Carwile - Wreck Island District
- Russell H. Moore - Piney Mountain District
- Philip E. "Gus" Paulette - Courthouse District

Also Present:
- Aileen T. Ferguson, County Administrator

Mr. Torrence, Chairman, presiding called the meeting to order at 8:19 P.M.

Mr. Torrence called for discussion and comments concerning the public hearing on the proposed FY95 budget.

A lengthy discussion followed concerning the School Board's FY95 budget request and the needs that were not being addressed by the schools at the present time.

After discussion and review, Mr. Paulette made a motion seconded by Mr. Moore to approve the School Board's FY95 budget as revised on May 18, 1994 by the Board of Supervisors. Vote: Mr. Torrence, aye; Ms. Beasley, nay; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Carwile asked the status of the pecan tree.

Ms. Ferguson explained that numerous attempts have been made to reach Mr. Kinne, but as to date these attempts have been unsuccessful.

Mr. Torrence informed the Board that Mr. John Hix, who was appointed to the Board of Assessors, is ill and will be unable to fulfill his duties. Mr. Torrence asked the Board if it would be acceptable to ask Henry Richardson to fill this vacancy. By consensus, all agreed.

Being no further business, and by consensus of the Board, the meeting was adjourned.

Chairman

A regular meeting of the Appomattox County Board of Supervisors was held on June 6, 1994 at 7:00 P.M. in the Board of Supervisor's meeting room, Courthouse Square, North Court Street, Appomattox, Virginia.

Present:
Dennis W. Torrence, Chairman - Appomattox River District
Nina B. Beasley - Falling River District
Frank H. Carwile - Wreck Island District
Russell H. Moore - Piney Mountain District
Philip E. "Gus" Paulette - Courthouse District

Also Present:
Aileen T. Ferguson, County Administrator
Thomas W. Lawson, County Attorney

Mr. Torrence called the meeting to order at 7:00 P.M. and asked Supervisor Carwile to give the invocation.

Mr. Torrence next presented the minutes for correction and approval.

Hearing no corrections, Mr. Carwile made a motion seconded by Mrs. Beasley to approve the minutes of the regular meeting of April 4, 1994; recessed meetings of April, 5, 1994; April 12, 1994; April 18, 1994; April 25, 1994; public hearings of April 26, 1994; and regular meeting of May 2, 1994. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye, and Mr. Paulette, aye.

Mr. Torrence asked if anyone wished to add anything to the agenda at this time. Mr. Torrence continued by saying that he wished to discuss several items with the Board. First, Mr. Torrence wanted to make the Board aware that under an agreement with the Town of Appomattox and Virginia Department of Transportation, the drive at the ball park had been paved. Mr. Torrence also wanted to discuss an item that Mr. Peterson, Solid Waste Administrator, has discussed with him.

Mr. Carwile stated that he had several items to bring up under Supervisor concerns.

Mr. Torrence called Ms. Lindsay, Resident Engineer, Virginia Department of Transportation, to appear before the Board.

Ms. Lindsay began by explaining that the right of way agreement with the Town on the 460 By-Pass called for surface treatment of the drive at the ballpark.

Ms. Lindsay also explained that a ribbon cutting for the 460 Bypass was scheduled for July 6, 1994 at 11:00 A.M. Ms. Donna St. Clair would be handling this for Virginia Department of Transportation and would be getting in touch with local officials to work out the details.

Ms. Lindsay informed the Board that she had met with the State Archeologist and they will not approve the revised plan to relocate State Route 701 near the power line easement.

After discussion, Mr. Carwile made a motion seconded by Mrs. Beasley for Virginia Department of Transportation to continue with the original proposal. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Being no further business for Ms. Lindsay, Mr. Torrence thanked her for her time.

Mr. Torrence called Mrs. Barbara Williams, Clerk of Circuit Court, to appear before the Board.

Mrs. Williams presented the Board with a bid for new jury chairs for the Courtroom. Mrs. Williams received bids on several different qualities of chair.

After a lengthy discussion, Mrs. Beasley made a motion seconded by Mr. Carwile to purchase twelve (12) jury chairs, solid oak, leather for $6,120.00 from the Courthouse Maintenance Fund. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Moore suggested that Mrs. Williams try to get another bid prior to purchasing the chairs.

Mr. Lawson also stated that he is attempting to obtain estimates for installing a rail and panels around the jury box.

Being nothing further, Mr. Torrence thanked Mrs. Williams and called Mr. Tommy O'Brien to appear before the Board.

Mr. O'Brien began by explaining that he is requesting approval for a "sand filter" septic tank system to be installed on property located on Route 631 and Route 627. Mr. O'Brien handed out information to the Board describing this type system. (Information on file in June 1994 Board file). Mr. O'Brien continued by explaining that there were already several of this type system operating in the county.

Mr. Carwile explained that he had some concerns about maintenance involved with this system over a period of years.

Mr. Torrence stated that he would like assurance that this is a workable system and suggested that the Board might want to have someone from the Health Department give them more detail on this type system.

The Board by consensus, agreed to ask someone with the Health Department and someone from the Department of Environmental Quality to come and brief the Board on this system.

Mr. Torrence told Mr. O'Brien that the Board would get back with him after they had more information.

Mr. Torrence thanked and excused Mr. O'Brien and called on Mr. Monte Mays Commissioner of Revenue, to appear before the Board.

Mr. Mays began by explaining that since the Board has chosen to go with semi-annual billing of real estate taxes, an ordinance should be adopted to give authority to assess new dwellings substantiality completed. Mr. Mays continued with an excellent explanation of why this ordinance is necessary.

After discussion, the Board by consensus, requested Mr. Lawson, County Attorney, to prepare a draft ordinance by the July 1994 meeting.

Mr. Mays also requested approval from the Board for himself and one (1) deputy to attend the Local Government Officials' Conference, Commissioner of Revenue Annual Convention and the VALECO.

After discussion the Board by consensus, told Mr. Mays that he would have to make each request individually as the time came.

Mr. Paulette made a motion seconded by Mr. Carwile to approve for Mr. Mays and one deputy to attend the Local Government Officials' Conference in August 1994. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Being nothing further for Mr. Mays, Mr. Torrence thanked him for his time.

Mr. Torrence next asked if any Supervisor had anything to discuss.

Mr. Carwile began by stating that ever since he has been on the Board everyone has said that the $2 million dollar bond for the landfill must be spent by December 1994. Mr. Carwile does not understand why this money must be spent by December 1994. Mr. Carwile would like to know if this money could be retained to pay debt service for future years.

Mr. Carwile also asked if the County could borrow from local business people to fund capitol projects.

Mr. Carwile next asked the status of the pecan tree.

Mrs. Ferguson stated that Mr. Kinne had not gotten back with Mr. Abernathy to set a date for trimming the pecan tree..

Mrs. Beasley also stated that Mr. Terry Jones may be willing to cut the tree if Mr. Kinne is unavailable.

Mr. Torrence requested that Mrs. Ferguson request a list of items that Mr. Peterson, Solid Waste Administrator feels should be purchased from the bond funds.

Mr. Carwile expressed a concern with the manner in which we are setting up our green box sites. Mr. Carwile questioned if maybe it would be cost effective to use the smaller containers rather than the large roll-off boxes.

Mr. Torrence stated that the original plans called for approximately ten (10) large sites throughout the County and to eliminate the small box sites.

Mr. Moore stated that Buckingham used small boxes with two (2) employees to do pick-up and clean-up and it appeared to be working quite well for them.

Mr. Carwile suggests that the Board review the decision to convert to large boxes and see what other localities are doing.

After discussion, and by consensus of the Board, Mrs. Ferguson was asked to schedule visits to Prince Edward County and Buckingham County to view their container sites.

Mr. Torrence brought up a request from Mr. Peterson for a gas monitoring meter to use on the closed cells. Mr. Torrence explained that State regulations require that gas levels be monitored on closed areas.

Mr. Carwile stated that he would like to know the date that these regulations go into effect.

After discussion, no action was taken at this time.

Mr. Torrence asked Mrs. Ferguson if she would present the administrative items.

Mrs. Ferguson began by presenting a request from Mrs. Janet Belter, Treasurer, to attend the 1994 Annual Treasurer's Convention. Mr. Carwile made a motion seconded by Mr. Paulette to approve for Mrs.

Belter to attend the 1994 Annual Treasurer's Convention. Vote: Mr. Torrence aye, Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson presented a request from Mr. Peterson, Solid Waste Administrator from the landfill bond account. Mrs. Beasley made a motion seconded by Mr. Moore to appropriate $2,943.00 for the month of June from the landfill bond account. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson next presented a request from Gene Richardson, Sheriff for an appropriation from the Asset/Forfeiture Account. Mr. Carwile made a motion seconded by Mrs. Beasley to appropriate $451.74 from the Asset/Forfeiture Account. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

The next appropriation request was from Barbara Williams, Circuit Court Clerk for compensation of jurors. Mr. Carwile made a motion seconded by Mr. Paulette to make a supplemental appropriation in the amount of $880.00 for compensation of jurors. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

A request was presented from Juvenile and Domestic Relations Court for a supplemental appropriation for telephones. Mr. Paulette made a motion seconded by Mrs. Beasley to make a supplemental appropriation to Juvenile & Domestic Relations Court FY94 budget of $36.88 to cover telephone expenses. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson next explained a request from Pamplin Volunteer Fire Department for additional funds to cover expenses incurred during the recent ice storms. After a lengthy discussion, Mrs. Beasley made a motion seconded by Mr. Carwile to make a supplemental appropriation of $200.00 to Pamplin Volunteer Fire Department. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson presented a request from the Jail for additional inmate housing funds. Mr. Carwile made a motion seconded by Mrs. Beasley to make a supplemental appropriation of $7,407.94 to the jail for inmate housing. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson presented a request for final appropriation for the Health Department construction project. Mr. Carwile made a motion seconded by Mr. Paulette to make a supplemental appropriation of $3,066.26 to General Properties to cover final expenses related to Health Department renovation. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson next explained that additional funding has been approved from the State for the Office on Youth FY94 grant period. This funding requires no additional local match but will need to be added to Mrs. Lawson's budget. Mr. Carwile made a motion seconded by Mr. Paulette to make a supplemental appropriation to Office on Youth FY94 budget in the amount of $891.00. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson presented a bill from Virginia Association of Counties for professional services involved in rate negotiations with Virginia Power.

After discussion, Mrs. Beasley made a motion seconded by Mr. Paulette to pay $69.00 to Virginia Association of Counties for professional services. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Ferguson next read a request from the School Board for an appropriation from the Athletic Fund. After discussion, Mrs. Beasley made a motion seconded by Mr. Moore to appropriate $204,641.20 from the Athletic Fund. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

The next item for discussion was a request for line item transfer to cover Blue Cross/Blue Shield premium. Mr. Carwile made a motion seconded by Mrs. Beasley to approve the transfer of $644.85 from 1101-2005 to 1213-2005. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson read Planning Commission recommendations from the May 31, 1994 public hearing.

Petition number 94-222 of George Woodson to rezone property from R-1 to A-1. Property is located on Route 669 between Route 608 and Route 608 and is owned by Curtis Megginson, Sr.

The Planning Commission recommends approval.

Mr. Paulette made a motion to approve the request of Mr. George Woodson, petition #94-222 for rezoning property from R-1 to A-1. Property is located on Route 669 between Route 608 and Route 608 and is owned by Curtis Megginson, Sr. Motion was seconded by Ms. Beasley. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

The second request, petition number 94-223 of Herman Junior Puckett for a Conditional Use Permit to allow addition to Auto Body Shop. Property is located on Route 689 between Route 460 and Route 647. Property is zoned B-1.

The Planning Commission recommends approval.

Mr. Moore made a motion seconded by Mr. Paulette to approve the request of Herman Junior Puckett, petition #94-223 for a Conditional Use Permit to allow addition to Auto Body Shop. Property is located on Route 689 between Route 460 and Route 647. Property is zoned B-1. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson, read a letter from the Appomattox Extension Leadership Council requesting a resolution of support to ask the United Way of Central Virginia to include Appomattox County in their agency.

After discussion, and by consensus of the Board of Supervisors, Mrs. Ferguson was directed to ask Dennis Gragg and Franklin Vaughan to attend the July 1994 Board meeting, to provide further information on this subject.

A request for resolution of support to Senator Robb urging him to co-sponsor Senator Kempthornes bill against unfunded mandates, was presented next.

Mr. Carwile made a motion seconded by Mr. Paulette to adopt the following resolution:

RESOLUTION

REQUESTING SENATOR CHARLES ROBB TO CO-SPONSOR S. 993 IN THE SENATE OF THE UNITED STATES

WHEREAS, S.993 has been introduced in the Senate of the United States by the Honorable Dirk Kempthorne of Idaho; and

WHEREAS, Senator Kempthorne's S.993 will require the federal government to pay for the mandates that they impose on state and local governments and establish a fiscal note process so that when Congress votes on various measures affecting state and local governments, the members of Congress are aware of the fiscal impact; and

WHEREAS, S.993 is the most significant and far-reaching unfunded mandates legislation ever introduced in the Congress of the Unites States; and

WHEREAS, as of May 1, 1994, Senator Kempthrone's bill had received 54 out of 100 Senate co-sponsors; and

WHEREAS, Senator John Warner of Virginia has already displayed his commitment to this issue by signing on to S.993; and

WHEREAS, although Senator Charles Robb has communicated his concern about unfunded mandates and has indicated that he "fully endorses the concept of identifying and restricting unfunded federal mandates;, to date he has declined to co-sponsor S.993; and

WHEREAS, a recent NACo survey estimated that a minimum of 12 percent of local budgets support unfunded federal mandates; and

WHEREAS, unfunded federal mandates regularly force local tax increases and/or service cutbacks, restrict the rights of state and local voters and officials to determine their own priorities, and allow the Congress to avoid direct responsibility for increasing taxes; and

WHEREAS, the Constitution of the United States guarantees a federal, state and local partnership and unfunded mandates undermine the responsibility of the state and local level; and

WHEREAS, S.993 is endorsed by the National Association of Counties, the United States Congress of Mayors, the National League of Cities, the National School Boards Association, the National Governors Association, the Council of State Governments, and the National Conference of State Legislatures; and

WHEREAS, reduction and elimination of unfunded mandates is the number one priority of the Virginia Association of Counties; and

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Appomattox County implores Senator Charles Robb to demonstrate his concern about unfunded mandates to the local governments of the Commonwealth of Virginia by immediate co-sponsorship of S.993. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson presented the FY95 County Budget for adoption. After discussion, and being no further changes, Mr. Carwile made a motion seconded by Mr. Paulette to adopt the FY95 County budget, which includes a 2.25% increase effective 12/1/94 for employees and adopt the following appropriation resolution:

COUNTY OF APPOMATTOX
APPROPRIATIONS RESOLUTION
FISCAL YEAR 1995

BE IT RESOLVED THAT THE Board of Supervisors of Appomattox County, Virginia, hereby appropriates for the Fiscal Year commencing July 1, 1994 and ending June 30, 1995, from the funds, for the functions, and in the amounts indicated herein:

1101	Board of Supervisors	374,011
1201	County Administrator	122,556
1204	Legal Services	15,000
1206	Legislative Audit	13,650
1209	Commissioner of Revenue	178,937
1210	Assessor & Reassessment	64,129
1211	Bd. of Assessors	7,259
1213	Treasurer	190,276
1301	Electoral Board	20,626
1302	Registrar	37,769
2101	Circuit Court	4,684
2102	General District Court	1,522
2105	J/D Relations Court	5,231
2106	Clerk of Circuit Court	46,002
2107	Serve Civil Papers	25,614
2109	Court Services Unit	8,800
2201	Commonwealth Attorney	63,070
3102	Sheriff	796,762

3103	Sheriff's Dept. (TOWN)	77,399
3104	Sheriff (GRANT)	60,201
3106	Dare Program	3,464
3108	Crime Prevention	41,200
3202	Volunteer Fire Dept.	99,978
3203	Rescue Squads	16,039
3204	Forestry Services	7,300
3301	Jail Operations	121,272
3401	Office Build/Housing	59,982
3501	Animal Control	30,599
3503	Medical Examiner	500
3605	Emerg Serv (Civ. Def)	2,500
4101	Road Viewers	75
4203	Refuse Collection	51,559
4204	Refuse Disposal	225,426
4206	Litter Grant	2,486
4302	General Properties	158,602
5101	Health Department	90,635
5105	CVAAA Contribution	3,750
5202	Mental Health	25,227
5302	Public Assistance	3,397
5309	Housing Worker Rental	18,852
5310	Comprehensive Services	37,823
6401	Community College	7,935
7102	Parks & Recreation Dept	56,845
7104	Community Center	3,050
7109	Contributions	17,650
7205	Office on Youth	40,809
7301	Public Library	96,322
8101	Planning	3,639
8102	Piedmont PVT INT	44,623
8104	Zoning	1,200
8105	Economic Development	27,990
8106	Chamber of Commerce	13,000
8111	Bd of Zoning Appeals	700
8112	Appo Co Planning Comm	2,200
8201	Environmental Manage	100
8203	Soil & Water Conserv	4,500
8303	Extension Service	38,336
9203	Commissioner of ACCTS	240
II.	Capital Improvement Fund (uncommitted)	200,000
III.	Virginia Public Assistance Fund	670,672
IV.	School Operating Fund	10,590,173

BE IT FURTHER RESOLVED, THAT the County Treasurer be, and is hereby, authorized to transfer from the General Revenue Funds pursuant to this Resolution, as monies become available, and from time to time to meet the expenditures for amounts appropriated sums equal to, but not in excess of, the appropriations indicated for transfer, as Transfer to Schools (Operation) and Transfer to Department of Social Services for the period covered by this Appropriation Resolution.

Other inter-fund transfers shall be in accordance with the direction of the Board of Supervisors. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson, also, presented a request from the Museum Committee for a telephone to be installed in the Museum. The cost for installation and one year's bill would be $579.06. After discussion, no action was taken.

The Board of Supervisors next discussed a proposal from Robinson, Farmer, Cox Associates to do a financial study for Appomattox County. Mrs. Ferguson explained that this firm comes highly recommended from other localities. The proposal quoted an $80.00 per hour rate for services, with anticipated cost ranging from $3,000.00 to $5,000.00 depending on what the Board requested them to do. After discussion Mr. Carwile made a motion seconded by Mr. Moore to accept the proposal for services from Robinson, Farmer, Cox Associates for a financial study with a cost not to exceed the amount of $5,000.00. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson next presented a request from the Chamber of Commerce for the $5,000.00 budgeted in FY94. After discussion, and by consensus of the Board, it was agreed to release the $5,000.00 in the Chamber of Commerce's FY94 budget.

Mrs. Ferguson next asked the Board of Supervisors to schedule a meeting on June 20, 1994 at 7:00 P.M. to discuss the Regional Jail Project. All members agreed that this date would be acceptable.

The School Board appointments for Wreck Island and Piney Mountain Districts need to be made by June 30, 1994. No one has made the proper application as set forth in Board procedures.

After discussion, the Board agreed that Mr. Carwile and Mr. Moore would approach the members presently serving to see if they wished to continue serving in this capacity and come to the June 20, 1994 meeting with their answer.

Mrs. Ferguson presented a request from Pamplin Volunteer Fire Department for an additional appropriation of $5,000.00 for FY95 for new radio equipment. After discussion, no action was taken.

Mrs. Ferguson requested the Board approve for her to attend the Local Government Officials' Conference, August 14-16, 1994 in Charlottesville.

Mrs. Beasley stated that she would also like to attend this conference.

Mr. Paulette made a motion seconded by Mr. Moore to approve for Mrs. Ferguson, Mrs. Beasley and Mr. Lawson to attend the Local Government Officials' Conference, August 14-16, 1994 in Charlottesville. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson reviewed the names of the people selected for the Industrial Site Review Committee, with the Board. The following people have been recommended to serve on this committee: Wayne Lewis; Walter E. Hancock; Billy Conner (Town Council); James A. Smith; Doug Webb; and Philip (Gus) Paulette. Everyone agreed for this Committee to proceed.

Mrs. Ferguson informed the Board that she had contacted Mrs. McCraw about the Central Virginia Community College appointment and Mrs. McCraw was unable to serve. The Board would need to make another appointment.

After discussion, Mr. Carwile made a motion seconded by Mr. Moore to ask Debbie Powell, first and Becky Burke, second, to fill Mrs. Webb's seat on the Central Virginia Community College Board. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson, next informed the Board that the Summer Youth Program was going to be $1500.00 short. After discussion, it was agreed that the Summer Youth Program must stay within their budget.

At 9:47 P.M. Mr. Paulette made a motion seconded by Mrs. Beasley to enter into Executive Session to discuss legal matters: Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

On a motion by Mr. Paulette seconded by Mr. Carwile, it was resolved the Board of Supervisors return to regular session at 10:12 P.M. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

On a motion by Mr. Paulette seconded by Mr. Carwile the following resolution was adopted:

WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification motion applies, and (ii) only such executive matters were heard; discussed or considered by the Appomattox County Board of Supervisors.
Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Being no further business, the meeting was adjourned until June 20, 1994 at 7:00 P.M.

Chairman

A recessed meeting of the Appomattox County Board of Supervisors was held on June 20, 1994 at 7:00 P.M. in the Board of Supervisors meeting room, adjacent to the Circuit Court Clerks Office, Courthouse Square, North Court Street, Appomattox, Virginia.

Present:
Dennis W. Torrence, Chairman - Appomattox River District
Nina B. Beasley - Falling River District
Frank H. Carwile - Wreck Island District
Russell H. Moore - Piney Mountain District
Philip E. "Gus" Paulette - Courthouse District

Also Present:
Aileen T. Ferguson - County Administrator

Mr. Torrence, Chairman, presiding, called the meeting to order at 7:00 P.M.

Supervisor Paulette delivered the invocation.

Mr. Torrence called Mr. Frank Stacey, Old Dominion Appraisal Company; Mr. William Hunter and Mr. Manley Ferguson, members of the Board of Assessors to appear before the Board to discuss the reassessment.

Mr. Stacey began by bringing the Board up to date on his progress in the reassessment process.

Mr. Stacey explained that he is behind on his review with the Board of Assessors and they plan to go out one day a week until they catch up.

Mr. Stacey also, explained that he had completed the Sales Study and the field work was well underway. Mr. Stacey continued by explaining that he used some information from Monte's records such as names, addresses and acreage but that he did not compare his values with those of the previous assessor.

Mr. Torrence asked Mr. Hunter if he had any comments that he would like to make concerning the reassessment.

Mr. Hunter explained that he has met with Mr. Stacey several times and they have had a training session with the Department of Taxation. Mr. Hunter said that they have been in the field with Mr. Stacey one day to review his work. Mr. Hunter continued by saying that he understood their position was to be fair and equitable across the County.

SAAP	TO: 0.20 MS Rt 687	TOT	161,000
STATE:	Length: 1.00	EAD	02 1994
(3)	Reconst exist Rdwy	ECD	11 1994
Route 0695		P.E.	10,000
TC: 107	0695-006-190,C501	R/W/	31,550
ID: 5774	FR:1.0 MS Rt 460	CON	102,000
CONTRACT	TO:1.2 MS Rt 460	TOT	143,550
BROS	Length: 0.20	EAD	11 1995
(4)	Appr to New Bridge	ECD	10 1996
Route 0695		P.E.	30,000
TC: 107	0695-006-190,C501	R/W	0
ID: 5774	Replace Existing	CON	290,000
CONTRACT	Bridge over N&W	TOT	320,000
BROS	RR with new Bridge	EAD	11 1995
(4)	Structure No. 6073	ECD	10 1996
Route 0608		P.E.	50,000
TC: 1174	0608-006-142,C502	R/W	110,000
ID: 5757	FR: 0.086 MN Rt609	CON	485,000
CONTRACT	TO: Rt.669	TOT	645,000
STATE	Length: 1.74	EAD	05 1995
(5)	Reconst exist Rdwy	ECD	12 1995
Route 0634		P.E.	25,000
TC: 630	0634-006-191,M501	R/W/	60,000
ID: 12424	FR: Rt 460	CON	290,000
CONTRACT	TO: Rt 632	TOT	375,000
STATE	Length: 0.50	EAD	07 1996
(6)	Reconst exist Rdwy	EDC	05 1997
Route 0632		P.E.	1,000
TC: 428	0632-006- ,N	R/W	0
ID:	FR: Rt 634	CON	200,000
SAAP	TO: rt 734	TOT	201,000
STATE	Length: 1.30	EAD	07 1997
(7)	Widen/ Strgth Rdwy	CED	12 1997
Route 0629		P.E.	15,000
TC: 156	0629-006- ,D	R/W	0
ID: 12423	Replace Existing	CON	150,000
CONTRACT	Bridge w/Drainage	TOT	165,000
STATE	Structure	EAD	04 1998
(8)	Structure No. 6145	ECD	10 1998
Route 0629		P.E.	10,000
TC: 156	0629-006- ,D	R/W	5,000
ID: 12423	Approaches to Dr.	CON	75,000
CONTRACT	Str. Little Cub Ck	TOT	90,000
STATE	Length: 0.20	EAD	04 1998
(8)	Recon. Approches	ECD	10 1998
Route 0683		P.E.	10,000
TC: 379	0683-006- ,C	R/W	5,000
ID:	Approaches to Br.	CON	75,000
CONTRACT	over Wreck Island	TOT	90,000
STATE	Creek	EAD	07 1999
(9)	Length: 0.20	ECD	05 2000
Route 0683		P.E.	20,000
TC: 379	0683-006- ,B	R/W	0
ID:	Replace existing	CON	150,000

Mr. Hunter said that from looking at the sales study he can see that property values have increased and hoped the Board would be reasonable with setting the rate.

Mr. Torrence asked Mr. Ferguson if he had anything to add to Mr. Hunter's comments.

Mr. Ferguson said that he agreed with Mr. Hunter's comments.

Mr. Carwile asked how the people are responding to Mr. Stacey as he has been doing his field work.

Mr. Stacey replied that people have been very helpful and that he has had very few problems with citizens. He continued saying that no one liked being reassessed but they liked knowing that someone had visited their property.

Mr. Torrence asked if Mr. Stacey felt that identification tags would be necessary during the reassessment.

Mr. Stacey did not feel that this was necessary since they had magnetic signs for their vehicles.

Mr. Carwile stated that he liked the fact that Mr. Stacey was not comparing the values from the last reassessment. Mr. Carwile asked if Mr. Stacey had a percentage of increase in mind?

Mr. Stacey stated that he does not have a percentage of increase in mind when he does the reassessment. Mr. Stacey continued by saying that the only percentage he has discussed is with Mr. Mays concerning ratio range of assessment to real values. He stated that Mr. Mays said the present assessed values are at 80% or a little less of the true value right now.

Mr. Carwile asked if Mr. Stacey was taking zoning into account when he assessed a piece of property?

Mr. Stacey stated that he was not, since the County zoning maps do not go parcel by parcel.

Mr. Torrence asked if farms were being assessed as building lots?

Mr. Stacey said no, that he was not assessing farm land as building lots. He went on to say that the ratio must stay up to keep the County eligible for ABC funds.

Mr. Carwile asked if Mr. Stacey looked at five (5) or six (6) mobile homes on a piece of property, was this parcel assessed separate from the whole parcel.

Mr. Stacey stated that the portion with the mobile homes was subtracted from the remainder of land and the values were set according to what the property was used for. The land would not be taxed twice.

Mr. Torrence told Mr. Stacey that he had pulled some cards and done some comparisons to the last reassessment and he finds that the property values on farmland and woodland are way out of line. Mr. Torrence continued by giving some examples. Mr. Torrence felt that these land values should not be doubling.

Mr. Stacey stated that he could shed some light on this. Mr. Stacey continued by saying that he and the Board of Assessor's would be personally reviewing each parcel of property in the County and if they find the values too high, they will make adjustments at that time. He also explained that in the cases of timberland, the timber value was probably not included in the last reassessment. Mr. Stacey said that he has spoken with the forestry department, the Department of Taxation and other assessors and they say to asset the timber as if there were no damage from the ice storms or beetle infestation and have the owner provide documentation to prove damage. Mr. Stacey continued, that in looking at the sales figures, there was very little difference in property values around Town and those out in the County. Mr. Stacey stated that the law requires that the property be assessed at 100% of fair market value.

Mr. Paulette commented that the Board could adjust the rate if the values increase to this degree. Mr. Paulette continued that he feels that the present assessment was closer to 60% of fair market value.

Mr. Torrence stated that from what he has seen it appears that woodland and farmland assessments were way out of line.

Mr. Carwile stated that he has listened carefully to the discussion and feels that all that has been discussed is farm land and timberlands. He said that he would hope that Mr. Stacey would continue to do his job, as he has been. Mr. Carwile said that he appreciated the fact that Mr. Stacey did not want the names of the people and felt that it was best not to know those names.

Mr. Torrence requested that Mrs. Ferguson bring some comparisons on residential assessments to the July meeting.

Mr. Stacey requested that the Board revise his payment schedule. He explained that 1/4 of the field work is done and the background work is complete. He felt that most of the work would be complete by December 1994. Mr. Stacey requested a third of his payment in July 1994 and depending on how much he had complete 1/3 the next quarter and so on, with the County holding a retainer until the book is signed.

Mr. Carwile made a motion seconded by Mrs. Beasley to pay Mr. Stacey a third of his bid price in July 1994. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Torrence thanked and excused Mr. Stacey.

Mr. Torrence presented the next item for discussion, School Board appointments.

Mr. Torrence called for nominations for School Board from the Wreck Island District.

Mr. Carwile nominated Mr. Sammy Scott for a term to expire December 1995.

Mr. Torrence asked for other nominations. Hearing none, the nominations were closed.

Mr. Torrence called for a vote on appointing Sammy Scott to the School Board representing the Wreck Island District to fill a term from July 1, 1994 - December 31, 1995. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Torrence next asked for nominations for School Board from the Piney Mountain District.

Mr. Moore explained that he had contacted Mrs. Ora McCoy, whose term expires June 30, 1994, and she declined reappointment.

Mr. Moore then nominated Mr. Charles Booker for the School Board from Piney Mountain District.

Mr. Torrence called for other nominations.

Hearing none, Mr. Torrence called for a vote on appointing Mr. Charles Booker to the School Board representing the Piney Mountain District for a term beginning July 1, 1994 to December 31, 1997. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson gave the Board information concerning the Health Departments FY95 budget reduction. Mr. Keesee had informed Mrs. Ferguson that with the Board's cut of $5,000.00 this would cause State funding to also be reduced, with the total reduction being $16,000.00. Mr. Keesee would like for the $5,000.00 to be reinstated. No action was taken.

Mrs. Ferguson presented a request for transfer of funds, from the Sheriff, from the Jail to the Sheriff's Department.

Mr. Carwile made a motion seconded by Mr. Moore to approve a transfer of $9,369.00 from 3301-8004 to 3102-1003. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson next asked the Board to encumber funds from the FY94 budget to pay for three (3) cars for the Sheriff's Department.

Mr. Carwile made a motion seconded by Mr. Moore to encumber $43,000.00 from FY94 funds to pay for three (3) cars for the Sheriff's Department. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson presented a request from Sheriff Richardson for a supplemental appropriation for inmate housing.

Mr. Paulette made a motion seconded by Mrs. Beasley to approve a supplemental appropriation of $4,252.94 for inmate housing for the month of May 1994. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson presented a request from Mr. Peterson, Solid Waste Administrator, for Mr. Tommy Gobble to attend a Training Course on landfill operation.

Mr. Carwile made a motion seconded by Mr. Paulette to approve a $100.00 application fee for Tommy Gobble to attend a training course on landfill operation. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson brought up the subject of the gas monitor for the landfill that was discussed at the June 6, 1994 meeting. Mrs. Ferguson explained that the landfill had recently been inspected by the Department of Environmental Quality and written up for not having a proper gas monitoring system.

After discussion, Mrs. Beasley made a motion seconded by Mr. Paulette to purchase a gas meter at the landfill at a cost of $2,400.00 from landfill bond account. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson presented letters from the Courts explaining that the Code of Virginia is requiring that the Courts accept credit card payments for fines. This will require purchasing credit card machines and installing phone lines. The cost can come from the Courthouse Maintenance Fund.

Mr. Carwile made a motion seconded by Mr. Moore to purchase credit card machines and install telephone lines in the Courts and pay for this from Courthouse Maintenance Fund. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson told the Board that Appomattox Cable T.V. has purchased M.A.T.E.S. and has taken over their customers. We hope that this area will receive better service due to this change.

Mr. Torrence next asked Mrs. Ferguson if she would brief the Board on the progress of the regional jail.

Mr. Ferguson began by explaining that she had provided information from the study in a handout for each Board member. Mrs. Ferguson also stated that she would not be asking the Board for a final decision tonight on the County's participation in the Regional Jail. Mrs. Ferguson, stated that the study had not provided the cost figures that she had hoped to see.

Mrs. Ferguson then gave the board some information concerning the make-up of the Regional Jail Authority, the effect on local employees and the effect on the Sheriff's Department.

REGIONAL JAIL AUTHORITY:

Will be made up of two (2) representatives from each participating locality. (The Sheriff must be one of these representatives.)

All bonds for construction would be issued by the AUTHORITY. (no referendum required).

All decisions concerning operation and construction would be made by the Authority.

The local jail facilities would have to be deeded to the Authority with the stipulation that in the event the authority no longer wanted to use this facility as a jail, the facility would revert back to the locality at no cost to the locality.

All maintenance and upkeep of the facility would be the responsibility of the Authority.

Funding for construction comes from the Department of Treasury. If the concept is approved the Region would be eligible for 50% construction reimbursement. The Region would have to borrow the total amount, as the State will reimburse on an annual basis, over the long term of the loan, bonds, etc.

SERVICE AGREEMENT:

Each locality will have a Service agreement with the Authority.

EMPLOYEES:

All personnel would be employees of the Regional Authority.

Benefits, salaries, personnel policy, etc. would be decided by the Authority.

Our jail/dispatch personnel are presently covered by the Law Enforcement Organization retirement with Virginia Retirement System. This system allows them some special retirement benefits due to stress involved with their line of employment. Under the Regional Authority this would not be available.

Personnel could be shifted from facility to facility for short term emergencies without creating a problem.

SHERIFF'S DEPARTMENT:

Under the new proposed plan the Sheriff's offices would be moved to the end of the present building with some additional construction required. However, in talking with the Department of Corrections, the Sheriff's office does not have to be moved from the jail facility.

After discussion on the regional jail the meeting was adjourned at 9:50 P.M.

Chairman

A regular meeting of the Appomattox County Board of Supervisors was held on July 5, 1994 at 7:00 P.M. in the Board of Supervisors meeting room, Courthouse Square, North Court Street, Appomattox, Virginia.

Present:
Mr. Dennis W. Torrence, Chairman - Appomattox River District
Mrs. Nina B. Beasley - Falling River District
Mr. Frank H. Carwile - Wreck Island District
Mr. Russell H. Moore - Piney Mountain District
Mr. Philip E. Paulette - Courthouse District

Also Present:
Mrs. Aileen T. Ferguson, County Administrator
Mr. Thomas W. Lawson, County Attorney

Mr. Torrence, Chairman, presiding, called the meeting to order at 7:00 P.M. and asked Mr. Moore to give the invocation.

Mr. Torrence next presented the minutes for correction and approval.

Hearing no corrections, Mr. Moore made a motion seconded by Mrs. Beasley to approve the minutes of the recessed meetings of May 9, 1994; May 16, 1994; May 18, 1994; May 23, 1994; May 31, 1994; June 20, 1994; public hearings of May 31, 1994 and regular meeting of June 6, 1994. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Torrence asked if there were any corrections or additions to the agenda.

Mrs. Ferguson explained that Ms. Lindsay was unable to attend the meeting but had sent the report from the road viewers, along with sample resolutions for adoption. Mrs. Ferguson also, stated that Judge Lawson would not be attending the meeting. Mrs. Ferguson continued by asking the Board to please add Ms. Karen Stevens on the agenda with Mr. Michael R. Smythers.

Mr. Carwile and Mr. Torrence stated that they had several items to discuss under Supervisor Concerns.

Mr. Torrence next asked Mrs. Ferguson to present the report from the road viewers.

Mrs. Ferguson read the first draft resolution and explained that an unnamed road off Route 604 is not eligible for acceptance into the Secondary Road System under New Addition Policy due to this being a bona-fide subdivision recorded after July 1, 1983.

After discussion, Mr. Moore made a motion seconded by Mrs. Beasley to adopt the following resolution:

WHEREAS, The Board of Viewers on June 9, 1994, viewed the following section of requested new addition and recommended to this Board that it be rejected due to being a bona-fide subdivision, established after July 1, 1983.

BE IT RESOLVED, That this Board does hereby accept the Board of Viewers Report and rejects the following section of requested new addition:

Unnamed Street - Beginning at a point on Route 604, 0.40 Mi. W. Rte 645
and running north for 0.30 mile to a dead end -
Length - 0.30 mile
Estimated Cost: $60,000

Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson read the next draft resolution and explained that Brenda Drive off Route 668 is eligible for acceptance into Secondary Road System under New Addition Policy, Section 33.1-72.1 Paragraph C or E of the Code of Virginia.

After discussion, Mrs. Beasley made a motion seconded by Mr. Paulette to adopt the following resolution:

WHEREAS, The Board of Viewers on June 9, 1994, viewed the following section of requested new addition and recommended to this Board that the section be accepted.

BE IT RESOLVED, That the Board does hereby accept the Board of Viewers Report and will request the Virginia Department of Transportation to add the following section into the Secondary Road System of Appomattox County in accordance with Section 33.1-72.1 Paragraph C or E of the Code of Virginia, provided a 50' unrestricted right of way is furnished by the property owners and construction funds are available.

Brenda Drive - Beginning at a point on Route 668 1.0 Mi. W. Rte 647
and running north 0.45 mile to a dead end.
Length: 0.45 mile
Estimated Cost - $100,000

Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Torrence asked if anyone had any road problems that they would like for Mrs. Ferguson to relay to Ms. Lindsay, Resident Engineer, Virginia Department of Transportation.

Hearing none, Mr. Torrence called on Mr. Dennis Gragg and Mr. Franklin Vaughan to appear before the Board to discuss the United Way of Central Virginia.

Mr. Vaughan explained that he came before the Board representing the Appomattox County Leadership Council. Mr. Vaughan continued by explaining that the Leadership Council was interested in Appomattox County becoming apart of the Central Virginia United Way. Mr. Vaughan asked the Board to adopt a resolution requesting the United Way of Central Virginia conduct a fund raising campaign in Appomattox County. Mr. Vaughan then asked Mr. Dennis Gragg to provide further information to the Board.

Mr. Gragg presented the Board with a list of groups who received funding from the United Way last year. Mr. Gragg also provided general information on the United Way, in the form of handouts, to the Board members. Mr. Gragg continued by explaining the advantages and disadvantages of membership in the United Way.

After a very informative question and answer period the Board, by consensus, agreed to review the information provided by Mr. Vaughan and Mr. Gragg and make a decision at the August 1994 meeting.

Mr. Torrence thanked and excused Mr. Gragg and Mr. Vaughan.

Mr. Torrence next called Mr. Michael R. Smythers, Environmental Health Manager and Ms. Karen Stevens, Department of Environmental Quality to appear before the Board to provide information on an alternative to a conventional septic system.

Mr. Smythers began by providing general information concerning conventional septic tank and drainfield permits. Mr. Smythers continued with an excellent explanation of the requirements and disadvantages of "sand filter" septic systems.

Mr. Torrence then asked Ms. Stevens comments on this type system.

Ms. Stevens began by explaining the permitting process for obtaining a permit to operate a sand filter system and explained that there was very little regulatory action taken once these permits were issued.

After a lengthy discussion, the Board by consensus, asked the County Attorney to research an ordinance prohibiting the installation of these type systems.

Mr. Torrence then thanked and excused Mr. Smythers and Ms. Stevens, and called for Supervisor concerns.

Mr. Carwile noted that a part-time position had been approved for clean up on weekends at the Animal Pound, and wondered when this position would be advertised.

Mrs. Ferguson explained that the position at the pound was item #3 on the additional items for consideration.

By consensus, the Board agreed for Mrs. Ferguson to move forward with advertising the part-time position.

Mr. Carwile next informed the Board that he had received a request from Arena Trucking Company to offer services to Appomattox County, if the County chooses to contract haul our garbage. Mr. Carwile requested that Mrs. Ferguson keep this letter on file.

Mr. Torrence asked if any other Supervisor had concerns.

Mr. Moore stated that David Nash had contacted him about moving the garbage containers located on his property on Route 24.

Mr. Torrence said that he had discussed this matter with Mr. Peterson and feels that we need to proceed with the site at the ballpark immediately. Mr. Torrence said that he feels that Mr. Nash will be willing to work with the County.

Mr. Torrence also stated that he would like to talk with Pamplin Town Council about a site in the Pamplin area for a super site. The Board by consensus, agreed for Mr. Torrence to talk with Pamplin Town Council.

Mr. Torrence brought up his next concern, the general reassessment.

Mrs. Ferguson passed out a copy of some comparisons of residential and business property reassessments located in Town.

Considerable discussion followed concerning increases and decreases found in the reassessment values.

Mr. Torrence asked Mrs. Ferguson if she would present the Administrative Items to the Board.

Mrs. Ferguson began by presenting requests from Mrs. Sabrina Smith, Registrar; Mrs. Barbara Williams, Clerk; and Mr. Tommy Lawson, Commonwealth Attorney for approval to attend the Local Government Officials Conference in Charlottesville.

Mr. Paulette made a motion seconded by Mr. Moore to approve expenses for Mrs. Sabrina Smith, Mrs. Barbara Williams, and Mr. Tommy Lawson to attend the Local Government Officials Conference in Charlottesville and pay expenses from 1101-5504. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Lawson also requested approval to attend the Commonwealth Attorney's Convention in August.

Mr. Carwile made a motion seconded by Mrs. Beasley to pay expenses from 1101-5504 for Mr. Tommy Lawson to attend the Commonwealth Attorney's Convention in August. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson next presented a request for appropriation from the Library Fund. Mr. Paulette made a motion seconded by Mr. Carwile to appropriate $343.53 from the Library Fund for the month of July 1994. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson presented a request from Charlie Peterson, Solid Waste Administrator, for an appropriation from the Landfill Bond Account. Mrs. Beasley made a motion seconded by Mr. Paulette to appropriate $49,465.88 from the Landfill Bond Account for the month of July 1994 to pay the following bills:

Landscape Supply Inc.	154.00
Coleman & Sons	1,602.08
J E Jamerson	197.63
W. Frank Moore	571.58
W W Boxley	225.59
Caterpillar Financial Services	2,660.00
Counts & Dobyns, Inc.	44,055.00
TOTAL	49,465.88

Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson next presented an offer from Mr. Warren Green, Department of Economic Development, to meet with the Board of Supervisors, Town Council and the Site Review Committee to go over requirements for a certified industrial site.

After discussion, the Board by consensus, agreed to accept Mr. Green's offer once the site review committee had begun their work.

Mr. Ferguson informed the Board that the Cable Television franchise with Appomattox Cable Television , Inc. was due for renewal on June 10, 1997. Work will begin on this agreement and Mrs. Ferguson will keep the Board informed.

Mrs. Ferguson reviewed a letter from Hurt & Proffitt, Inc. reference groundwater sampling at the landfill.

After discussion, and taking into consideration that we have joined the Coalition to try to change the requirements on groundwater sampling, the Board, by consensus, agreed to take no action at this time.

Mrs. Ferguson next discussed with the Board a letter from the Council on Child Day Care and Early Childhood Programs on a new program for at-risk four-year olds. After discussion, the Board agreed to pursue this funding.

Mrs. Ferguson next asked for the Board to approve the renewal of the Police Agreement between the Town of Appomattox and the County. Mrs. Ferguson explained that the Town had agreed to a 10% increase in their payment to the County. After discussion, Mr. Paulette made a motion seconded by Mrs. Beasley to enter into the following agreement with the Town of Appomattox:

THIS AGREEMENT, made in duplicate the 5th day of July, 1994, by and between **THE COUNTY OF APPOMATTOX, VIRGINIA** hereinafter called "County"; and **THE TOWN OF APPOMATTOX, VIRGINIA** herein called "Town".

WHEREAS, the County and the Town entered into a certain contract dated May 1, 1989 in which the Sheriff of Appomattox County shall be Chief Law Enforcement Officer of the Town of Appomattox and shall provide law enforcement services for the Town of Appomattox as shown on said contract attached hereto as Schedule A.

NOW, THEREFORE, WITNESSETH: That for and in consideration of the mutual covenants and agreements contained herein, the County agrees to furnish to the Town of Appomattox law enforcement services within the corporate limits of said Town as set forth herein.

This agreement is made pursuant to and subject to the following covenants and restrictions:

1) The above mentioned contract dated May 24, 1989 and attached here to as Schedule A is hereby adopted in full with the following exceptions:
   - A) This agreement shall be effective from July 1, 1994 through June 30, 1996.
   - B) Town agrees to pay unto the County during the term of the agreement a sum not to exceed $60,500.00 per year, payable $30,250.00 on July 1, 1994 and July 1, 1995 and $30,250.00 payable on January 5, 1995 and January 5, 1996.

WITNESS the following signatures and seals:

COUNTY OF APPOMATTOX
by: Dennis W. Torrence
Chairman, Board of Supervisors

Aileen T. Ferguson
Clerk

TOWN OF APPOMATTOX
by: Ronald C. Spiggle
Mayor

Bobbie J. Mullins
Clerk
Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson continued by explaining that Mrs. Belter had provided her with a copy of the delinquent tax list.

After discussion and by consensus of the Board Mrs. Ferguson was directed to get a quote from the Times-Virginian on the cost of publishing this list.

Mrs. Ferguson explained to the Board that two (2) appointments were needed for the Library Board. One (1) from Piney Mountain District and one (1) from Courthouse District.

After discussion, and by consensus of the Board, Mrs. Ferguson was instructed to request two (2) suggestions for possible appointment from each district from the Library Board.

Mrs. Ferguson next informed the Board of the schedule for regional Strategic Planning Sessions to be held by Virginia Department of Transportation.

Mrs. Ferguson presented a request for VSPA Loan Appropriation from the School Board.

After discussion, Mrs. Beasley made a motion seconded by Mr. Moore to appropriate $9,562.50 from the VSPA Loan (SNAP) for the month of July 1994. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson also presented a request for appropriation from the School Board from the Textbook Rental Fund.

Mrs. Beasley made a motion seconded by Mr. Paulette to appropriate $67,653.52 from the Textbook Rental Fund for the month of July, 1994. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson presented a request from Thomas Lawson asking the Board of Supervisors to sign a Court Order permitting prisoners to Work on State or County Property.

After discussion, Mr. Moore made a motion seconded by Mrs. Beasley to sign the order below:

VIRGINIA: IN THE CIRCUIT COURT OF APPOMATTOX COUNTY

IN RE: Permitting Prisoners to Work on
State or County Property
< Order

WHEREAS, certain prisoners confined at the Appomattox County Jail are serving sentences imposed as the result of convictions of misdemeanors or felonies and are permitted to work on State or County property on a voluntary basis at the direction of the Sheriff of Appomattox County; it is ORDERED that such prisoners so working shall receive credit on their respective sentences of an additional day for each day they work on State or County property.

In the event any of said prisoners are taken into the State Correctional System after having partially served their said sentences at the Appomattox County Jail and after having worked on State or County property while so confined in said Jail, the State Department of Corrections shall give each prisoner credit for the time served and the time that he has worked on State or County property while confined in jail, as provided by Section 53.1-129 of the Code of Virginia of 1950, as amended.

This order shall be retroactive and take effect as of January 1, 1994.

This order is subject to the approval of the Appomattox County Board of Supervisors.

The Clerk is directed to forward a copy of this Order to J. E. Richardson, Sheriff of Appomattox County.
Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Being no further business the meeting was adjourned.

Chairman

A special meeting of the Appomattox County Board of Supervisors was held at 6:30 P.M. July 12, 1994 in the Board of Supervisor's meeting room adjacent to the Circuit Court Clerk's Office. The meeting was requested by Supervisors Torrence and Paulette to consider the following items: 1) Landfill - Add on to closure contract; 2) Juvenile & Domestic Relations Court - Fax Machine; 3) Nash Container Site: 4) Delinquent Tax list.

Mr. Torrence presiding called the meeting to order at 6:30 P.M.

Present:
- Mr. Dennis W. Torrence, Chairman - Appomattox River District
- Mrs. Nina B. Beasley - Falling River District
- Mr. Frank H. Carwile - Wreck Island District
- Mr. Russell H. Moore - Piney Mountain District
- Mr. Philip E. Paulette - Courthouse District

Also Present:
- Mrs. Aileen T. Ferguson - County Administrator

All members of the Appomattox County Board of Supervisors signed a written waiver of the notice and Chairman Torrence directed the County Administrator to file the waiver in the Office of the County Administrator.

Mr. Torrence began the meeting explaining that after the Board meeting of July 5, 1994 it was discovered by Counts & Dobyns that all the clay material suitable for capping had been removed from area "H" and they were running into unsuitable material for capping. When these conditions were discovered Hurt & Proffitt visited the site and began bore sampling in another area. This area has proven to have suitable clay material for capping. After discussions with Hurt & Proffitt and

Counts & Dobyns the following quote was received for clearing, grubbing, and moving clay from the new area:

A.	Clearing & Grubbing (use brush for brush barrier)	$2,500.00
B.	9000 cu. yd. of dirt hauling approximately 2500' one way. $.65/cy.	5,850.00
	TOTAL QUOTE	$8,350.00

After Mr. Torrence's explanation, Mr. Carwile stated that he understood the need to approve this add-on but he was concerned that Hurt & Proffitt had designated area "H" as having sufficient clay for closure and now that we are well into the contract, the clay is not there.

Discussion followed concerning the engineering work done on this job and concern that Hurt & Proffitt should make an adjustment to the County due to this error.

Mr. Moore made a motion seconded by Mr. Carwile to approve $8,350.00 be added to Counts & Dobyns contract for:

A. Clearing & Grubbing (use brush for brush barrier) $2,500.00
B. 9000 cy. yd. of dirt hauling approximately 2500' one way $.65/cy. $5,850.00

Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Carwile next suggested that the County Administrator write a letter to Hurt & Proffitt stating the Board's concern with this matter.

Mr. Torrence next requested that the Board approve a line item transfer to reimburse Judge Lawson for a fax machine. After discussion, Mr. Carwile made a motion seconded by Mr. Paulette to transfer $208.91 from 1101-5804 to 1205-7001 to reimburse Harry Lawson for fax machine for Juvenile & Domestic Relations court. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Torrence next brought the Board up to date on the status of the container site at Nash's mobile home park. Mr. Torrence explained that he had spoken with Mrs. Nash and she is willing to allow the County to leave these containers on her property until September 1, 1994, provided the site is policed on a daily basis.

Mr. Torrence next asked the Board if they wished to publish the delinquent tax list in the Times-Virginian.

After discussion, and by consensus of the Board, it was agreed that Mrs. Ferguson confirm the quote with the Times-Virginian and bring back to the Board at the August 1994 regular meeting.

The Board having considered all items on the Special Meeting Notice, adjourned at 7:00 P.M.

Chairman

A special meeting of the Appomattox County Board of Supervisors was held at 7:00 P.M. July 21, 1994 in the Board of Supervisor's meeting room adjacent to the Circuit Court Clerk's Office. The meeting was requested by Supervisors Torrence and Beasley to consider a personnel matter.

Mr. Torrence, Chairman, presiding called the meeting to order at 7:00 P.M.

Present:
    Dennis W. Torrence, Chairman - Appomattox River District
    Nina B. Beasley - Falling River District
    Frank H. Carwile - Wreck Island District
    Russell H. Moore - Piney Mountain District
    Philip E. "Gus" Paulette - Courthouse District

Also Present:
    Aileen T. Ferguson - County Administrator
    Thomas W. Lawson - County Attorney

All members of the Appomattox County Board of Supervisors and the County Attorney signed a written waiver of the notice and Chairman Torrence directed the County Administrator to file the waiver in the Office of the County Administrator.

Mr. Torrence began the meeting by explaining that this meeting had been called to discuss a personnel matter which called for an executive session.

At 7:05 P.M. Mr. Paulette made a motion seconded by Mrs. Beasley to enter into Executive Session to discuss a personnel matter. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

On a motion by Mrs. Beasley seconded by Mr. Paulette, it was resolved the Board of Supervisors return to regular session at 8:12 P.M. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

On a motion by Mrs. Beasley seconded by Mr. Paulette the following resolution was adopted:

WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's

> knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification motion applies, and (ii) only such executive matters were heard; discussed or considered by the Appomattox County Board of Supervisors.

Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Being no further business, the meeting was adjourned at 8:15 P.M.

Chairman

A Joint public hearing of the Appomattox County Board of Supervisors, Appomattox Town Council and the Appomattox County Planning Commission was held on July 26, 1994 at 7:30 P.M. in the Courthouse, Courthouse Square, North Court Street, Appomattox, Virginia.

Present (Board of Supervisors):
- Russell H. Moore - Vice-Chairman - Piney Mountain District
- Frank H. Carwile - Wreck Island District
- Philip E. Paulette - Courthouse District

Absent (Board of Supervisors):
- Dennis W. Torrence - Appomattox River District
- Nina B. Beasley - Falling River District

Present (Planning Commission):
- Al Sears
- R. W. Mitchell
- Claude Allen Moore
- Russell Moore
- Deborah Chernault
- Charles Smith
- Clerk Bill Caldwell

Absent (Planning Commission):
- Wayne Lewis
- Calvin Tanner
- David Bailey

Present (Town Council):
- Ronnie Spiggle - Mayor
- R. L. Bass
- R. W. Mitchell

Absent (Town Council):
- H. W. Conner
- W. H. Carson
- S. E. Carter
- steve Lawson

Mr. Moore, Vice Chairman presiding, called the meeting to order at 7:30 P.M. and stated the purpose of the public hearing.

Mr. Moore then asked Bill Caldwell, Clerk, Appomattox County Planning Commission to read the first petition.

Mr. Caldwell read petition number 94-224 of Steven T. Conner to rezone property from R-1 to R-2. Property is located on Pine Street between Ethel Street and Confederate Boulevard. Property is owned by Pilgrim Land and Development Co., Inc.

Mr. Moore asked if anyone wished to comment on this petition.

Mr. Paul Spiggle stood and stated that he lived on Pine Street, Appomattox, Va. Mr. Spiggle stated that he is opposed to the rezoning due to the additional traffic in the community, as well as increased noise and decrease in property values due to this request. Mr. Spiggle also presented the Board of Supervisors, a petition in opposition to the rezoning, signed by 73 residents of the community.

Mr. Moore thanked Mr. Spiggle and asked if anyone else wished to speak.

Mr. Frank Thomas rose and stated his address as Annie Street, adjacent to Pine Street. Mr. Thomas is opposed to the rezoning request. He does not want apartment buildings in this area. Mr. Thomas requested that the Board deny this request.

Mr. Moore thanked Mr. Thomas and recognized Dorothy Wooten who stated that she lived on Countryside Drive. Ms. Wooten stated that when they built their home they were not in the Town limits but had been annexed as time went along. Ms. Wooten stated that she is opposed to the rezoning request. She does not wish to have apartment buildings in this neighborhood.

Mr. Moore next recognized Teresa Hancock. Ms. Hancock stated her address as Annie Street. Ms. Hancock stated that she is opposed to the rezoning request. Ms. Hancock stated that the people who lived in this neighborhood, had lived there for years and wanted to keep the neighborhood as it is, a nice family neighborhood.

Mr. Moore asked if anyone else wished to comment.

Mrs. Nannie Mae Davidson came forward and stated that she owned property on Confederate Boulevard across from Pine Street. Mrs. Davidson stated that she is strongly opposed to the rezoning because she feels that apartment buildings in this area would affect her property value. Mrs. Davidson stated that this has always been a nice quiet community and she would like it to remain this way.

Mr. Moore thanked Mrs. Davidson and recognized Ms. Donna Miller who stated her address as Edgewood Street. Ms. Miller stated that her lot would border on the back of the lots being considered for rezoning. Ms. Miller wants the community to remain single family dwellings, and therefore she is opposed to the rezoning request.

Ms. Nancy Conner rose and stated that she owned property on Edgewood Street. She stated that their house was the second house constructed in this neighborhood. Ms. Conner stated that originally there were restrictions as to what could be built on these lots, but they were lifted because some people could not afford to build to these restrictions. Ms. Conner feels that these townhouses, condo's, etc. may improve the value in the neighborhood. Ms. Conner stated that she understood that the people who own the property plan to build "something" on this property, and she would rather see apartment buildings than some housing that could be detrimental to property values. She is in favor of the rezoning request.

Mr. Paul Spiggle asked to be allowed to comment again. He stated that there are still restrictions in these deeds.

Ms. Mary Lou Spiggle rose and stated that she lived on Pine Street and she is opposed to the rezoning request. She wants this area to remain a one family residential community.

Ms. Barbara Shelton came forward and stated that she agrees with what the others have said and she is also opposed to the rezoning request. She sees no reason to change this area from R-1.

Mr. Steve Conner came forward and stated that he did not request the rezoning. He stated that the request was from Pilgrim Land Development who has owned the property since 1976, he is only acting as their agent. Mr. Conner stated that in 1972 some of the restrictions were lifted on these lots. Mr. Conner stated that he is unaware if the Town can do a conditional zoning to allow townhouses and not apartments but Pilgrim Land Development would agree to this concession.
Mr. Conner stated that the developer would be interested in closing Pine Street to avoid the problem of through traffic. They are also willing to sell all the lots they own for $10,000.00 each. Mr. Conner felt that it will be difficult to sell property for single family dwellings that close to the lagoon. Mr. Conner stated that there is the potential for building 17 single family dwellings on their lots. Mr. Conner stated if anyone had questions or wished to see the plans he would be happy to discuss this with them.

Mr. Moore asked if anyone else wished to speak.

Mr. Caldwell stated that he had a letter to read into the record.

Route 2, Box 146
Appomattox, VA 24522

Mayor Ronald C. Spiggle
Linden Street
Appomattox, Va 24522
Dear Sir:

This is written in response to a letter received on July 13, 1994.

This letter concerns a zoning request on property bordering on and partially behind my home on Edgewood Street.

In a call to your office, I was unable to reach you and told to try back. I explained that I will probably be unable to personally attend the meeting on July 26, 1994. I was told I could be represented in written form in this case.

I would like further explanation of this and would probably obtain it at the public hearing and then voice my opposition to it.

It is my understanding that this zoning change would allow multi-family dwellings to be built adjacent to us. In addition to this, I have been informed that this zoning change is a step down from the existing zone R-1 designation now in effect. I think a step backward is a step in the wrong direction, hence I oppose it.

Through my own personal experience and observation, while this is always advertised as a positive thing for a community, it seldom is. The usual effect is a lowering of property values and a moving out of stable, desirable, family raising people who are the mainstay of any town/community.

When we moved to Appomattox approximately three years ago, one of the main reasons was to avoid this type of (so called)"improvement" in the rural area in which we lived. We chose this particular property in Appomattox after looking at several others. It seemed then and now a good neighborhood in which to raise our children. There are quite a few families within the Annie, Pine, Edgewood Street community affected by this ruling attempting to give their own children a quality environment in which to live and grow. We wish the same thing and do not want these qualities of this neighborhood diminished.

In conclusion, it is my opinion that this would be a bad decision for the area known originally as Hickory Grove Acres Subdivision and may violate some rule or bylaw dating from its origin.

For these reasons, I register my whole-hearted opposition to this request for rezoning and ask that it be denied.

Sincerely,
Roger L. Carson
Deborah S. Carson

Mr. Conner addressed Mr. Caldwell and said that he wanted to state for the record that everything he said came from Pilgrim Land and Development.

Mr. Moore called for other comments on this petition, hearing none he asked Mr. Caldwell to read the next petition.

Mr. Caldwell read petition #94-225 of Virginia Meter Service for a conditional use permit to allow existing building to be used for office for meter repair, sales and service. Property is zoned B-1 and is located on Route 460 between Route 646 and Route 674.

Mr. Moore called for any comments concerning the above petition.

Hearing none, and being no further petitions the meeting was adjourned.

Russell H Moore
Vice-Chairman

A regular meeting of the Appomattox County Board of Supervisors was held on August 1, 1994 at 7:00 P.M. in the Board of Supervisors meeting room, Courthouse Square, North Court Street, Appomattox, Virginia.

Present:
Dennis W. Torrence, Chairman - Appomattox River District
Nina B. Beasley - Falling River District
Frank H. Carwile - Wreck Island District
Russell H. Moore - Piney Mountain District
Philip E. Paulette - Courthouse District

Also Present:
Aileen T. Ferguson - County Administrator
Thomas W. Lawson - County Attorney

Mr. Torrence, Chairman, presiding, called the meeting to order at 7:00 P.M. and asked Mr. Paulette to give the invocation.

Mr. Torrence next asked if there were additions or corrections to the agenda.

Mrs. Ferguson stated that Mr. Charlie Peterson, Solid Waste Administrator needed to be added under appearances at 7:45 P.M.; The Community Center Board of Directors at 8:00 P.M. and Mr. & Mrs. W. E. "Bill" Jamerson at 8:15 P.M.

Mrs. Ferguson also stated that she had passed out copies to the Board members of additional Administrative Items for consideration.

Mr. Carwile stated that he had several items for discussion under Supervisor concerns.

Mr. Torrence stated that he had a matter for discussion during executive session.

Mr. Torrence then asked for additions or corrections to the minutes.

Mr. Carwile stated that he had reviewed the minutes and found them to be in order.

Mrs. Beasley made a motion seconded by Mr. Paulette to approve the minutes of the regular meeting of July 5, 1994 and the special meeting of July 12, 1994 as submitted. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Torrence then called Ms. Sandra Lindsay, Resident Engineer, Virginia Department of Transportation, to appear before the Board.

Ms. Lindsay gave each member a copy of the program for the By-Pass opening ceremony and asked if the Board had any questions for her.

Mr. Torrence inquired as to the status of the Route 656 project.

Ms. Lindsay stated that the project was ready to start within the next few weeks, depending upon the weather.

Mr. Carwile requested Ms. Lindsay inform the Board about the policy concerning trimming trees on private property.

Ms. Lindsay explained that the right-of-way line is the cut off line for trimming trees.

Ms. Lindsay also reported that Virginia Department of Transportation had not accepted the bypass at this time, due to fencing and drainage yet to be finished and several expansion joints on ramps that need to be taken care of.

Mr. Torrence asked if one of the community service groups could do landscaping coming into and going out of the Town?

Ms. Lindsay explained that a permit is required and once the project was complete the group was responsible for maintaining the project.

Being nothing further for Ms. Lindsay, Mr. Torrence thanked and excused Ms. Lindsay.

Mr. Torrence recognized Mrs. Debbie Powell, President of the Historical Society, to appear before the Board to go over the activities of the Society.

Mrs. Powell gave a very informative presentation explaining the projects that the Society had been working on, the hours of operation of the museum and the problems that are being faced with using strictly volunteer personnel.

In closing, Mrs. Powell stated that she felt that by Spring of 1995, if the museum was going to continue to operate, the County was going to have to consider hiring a director to oversee the museum and the living history village.

Mrs. Powell invited the members of the Board of Supervisors to a stew on September 24, 1994 from 10:00 A.M. to 4:00 P.M. at the living history village. Mrs. Powell thanked the Board for their time and continued support.

Mr. Torrence next recognized Greg Winston, Mike Griffin and Wayne Bowman with the Forestry Department.

Mr. Winston, representative from the Farmville Region came forward and explained that he would begin for the group by giving the annual report.

Mr. Winston provided information on dry fire hydrants located in the County, ice storm damage, Southern Pine Bark Beetle damage and general information on forest management.

Mr. Winston asked if anyone had questions concerning his report.

After answering several questions the Board thanked Mr. Winston and called Wayne Bowman and Mike Griffin to report to the Board.

Mr. Bowman gave a report on private forest lands in the County. He gave an estimate of between 1400 and 1800 acres of planted pines that were damaged during ice storms. Mr. Bowman continued by saying that he asked to appear before the Board to present the County with a check for 25% of their income in lieu-of-taxes, which was $54,245.00 for FY95. Mr. Bowman explained that this payment would not remain this high, but was due to ice and wind storms this past year.

Being nothing further for Messers. Bowman, Winston and Griffin, Mr. Torrence thanked and excused them.

Mr. Torrence asked Mr. Peterson if he would mind allowing representatives from the Community Center Board to go before him.

Mr. Peterson indicated that this would not be a problem.

Mr. Torrence then asked Ms. McCoy, Mr. Robinson and Mr. Mitchell to appear before the Board and asked Supervisor Carwile if he would like to begin with an introduction as a member of the Community Center Board.

Mr. Carwile began by explaining to the Board of Supervisors that the Community Center Board was limited as far as the action that they could take without Board of Supervisors' approval. Therefore, the Community Center Board, being concerned with the best interest of the citizens have a proposal that he asked Ms. McCoy to present, for Board approval.

Ms. McCoy began by thanking the Board of Supervisors for their time and explained that they came before the Board asking that a tract of land, owned by Irie and Pam Mays, adjoining Community Center property be purchased by the County to install a Junior Olympic size swimming pool. This property contains .92 acres and the Mays are asking $50,000.00. Ms. McCoy continued by explaining that there is a need for a swimming pool in the area to accommodate the number of children wishing to take swimming lessons.

Ms. McCoy hopes that the Board of Supervisors will seriously consider purchasing this property.

After discussion, no action was taken.

Mr. Carwile mentioned that he had one other item which he would like to discuss. Mr. Carwile continued by explaining that the scale tickets at the landfill were not consecutively numbered and he felt this was not a good practice for the County. Mr. Carwile presented a ticket for review by the other Board members. After review, discussion followed.

After discussion, Mr. Carwile made a motion that scale tickets be purchased with consecutive numbers, they be issued through the County Administrator, the County Administrator then be responsible to check the tickets when they come through the office and if numbers are missing the County Administrator would report to the Board. Mr. Moore seconded the motion.

Mr. Torrence called for discussion.

After discussion, Mr. Carwile amended his motion to have tickets consecutively numbered. Seconded by Mr. Moore. VOTE: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

The Board agreed to discuss procedure concerning scale tickets at the next meeting.

Mr. Torrence next asked Mr. Peterson, Solid Waste Administrator to appear before the Board.

Mr. Peterson presented the Board with bids for the Oakville and Vera container sites. Mr. Peterson explained that the old Vera School will have to be pushed down and then burned. Mr. Peterson also explained, that the bids do not include the cost of gravel.

After discussion, Mr. Moore made a motion seconded by Mr. Paulette to accept the bid on the Vera site of $18,957.00 and the Oakville site at $19,957.00, from W. Frank Moore, Inc. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Carwile asked Mrs. Ferguson to check with BFI to see why they use the small garbage containers rather than the roll off bins.

Mr. Peterson reviewed a memo that he had prepared for the Board giving the background on the County Disposal System. After the review Mr. Peterson requested a work session with the Board on the landfill operation.

After discussion, the Board by consensus, agreed to meet on August 15, 1994 at 7:00 P.M. to discuss the landfill operation.

Mr. Torrence thanked and excused Mr. Peterson and called for a motion to go into executive session with Bill and Ellen Jamerson to discuss a legal matter.

At 8:20 P.M. Mrs. Beasley made a motion seconded by Mr. Paulette to enter into Executive Session to discuss legal matters. VOTE: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

On a motion by Mrs. Beasley seconded by Mr. Moore, it was resolved the Board of Supervisors return to regular session at 9:18 P.M. VOTE: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

On a motion by Mrs. Beasley, seconded by Mr. Moore the following resolution was adopted:

WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification motion applies, and (ii) only such executive matters were heard; discussed or considered by the Appomattox County Board of Supervisors.

Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Paulette made a motion seconded by Mrs. Beasley for the County to accept a parcel of real estate from Mr. & Mrs. W. E. "Bill" Jamerson with the stipulation that this land be sold as soon as possible and that the proceeds be used to purchase suitable property for the development of recreation facilities for the County which will include soccer fields. VOTE: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Torrence asked if anyone else had concerns to discuss before moving on to the Administrative Items.

Hearing none, Mr. Torrence asked Mrs. Ferguson to present the administrative items to the Board.

Mrs. Ferguson presented a request for Mrs. Beasley and her to attend the Virginia Association of Counties annual conference November 13-15, 1994 at the Homestead. Mr. Paulette made a motion seconded by Mr. Carwile to approve Mrs. Beasley and Mrs. Ferguson attend the Virginia Association of Counties Annual Conference. VOTE: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson requested registration for Mr. Torrence and her to attend a cable T. V. Seminar.

After discussion, Mrs. Beasley made a motion seconded by Mr. Moore to approve Mr. Torrence and Mrs. Ferguson to attend the Cable T.V. seminar on August 10, 1994. VOTE: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Torrence then presented a livestock damage claim from Mr. Bruce S. Drinkard. After discussion, Mrs. Beasley made a motion seconded by Mr. Moore to approve payment of $125.00 to Bruce S. Drinkard for livestock damage. VOTE: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson next presented the landfill bond request from Mr. Peterson, Solid Waste Administrator. After discussion, Mrs. Beasley made a motion seconded by Mr. Paulette to appropriate $49,973.58 from the landfill bond account for the month of August, 1994. VOTE: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson next presented petition #94-225 of Virginia Meter Service and explained that the Planning Commission recommended approval. Mr. Paulette made a motion seconded by Mr. Carwile to approve petition #94-225 of Virginia Meter Service for a Conditional Use Permit to allow existing building to be used for office for Meter Repair, Sales and Service. Property is zoned B-1 and is located on Route 460 between Route 646 and Route 674. VOTE: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson brought the matter of Library Board appointments form the July 5, 1994 meeting. After discussion, the appoints were held until the September 1994 meeting.

Mrs. Ferguson next asked the Board for an appointment to the S.T.E.P.S. Board of Directors. Mrs. Beasley made a motion seconded by Mr. Carwile to appoint Mr. Bobby Ferguson to the S.T.E.P.S. Board of Directors for a three (3) year term commencing July 1994. VOTE: Mr. Torrence, aye; Mrs. Beasley, Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson presented a request from Chief Deputy Phelps that Sheriff's Department Retirees be allowed to purchase their service revolvers for $1.00.

After discussion, Mrs. Ferguson was requested to research how other Departments handle this matter and bring back to the September 1994 meeting for review.

Mrs. Ferguson presented a request from the Department of Environmental Quality for comments on the proposed Division Three State Police Headquarters Building. The Board by consensus, had no problems with this project.

Mrs. Ferguson next presented a request from Alcade & Fay for a resolution of support for the National Highway System. Mrs. Bealsey made a motion seconded by Mr. Paulette to adopt the following resolution:

DESIGNATION OF A NATIONAL HIGHWAY SYSTEM

WHEREAS, the United States House of Representatives has passed legislation, H.R. 4385, to approve a new National Highway System of about 159,000 miles, and

WHEREAS, the system comprises only 4% of the nation's public roads but will carry 40% of all highway traffic and 75% of heavy truck traffic, and

WHEREAS, in the Commonwealth of Virginia the National Highway System comprises 5.1% of our roads, but will carry 43.4% of all motor vehicle traffic, and

WHEREAS, the nation's Interstate highway system has been instrumental to the economic vitality of our country but as envisioned in the 1950's is not sufficient to allow our continued growth in the 21st century, and

WHEREAS, 60% of U. S. households and 70% of our businesses are within five miles of an Interstate route, but 90% and 95% respectively will be that close to the National Highway System, and

WHEREAS, funding for the National Highway System can be expected to fund 250,000 jobs each year, and

WHEREAS, traffic congestion currently costs travelers about $1 billion per year in lost productivity in each of the nation's eight largest metropolitan areas, and

WHEREAS, nearly 70% of the access roads to containcrized ports are usually or always congested and so improvement of these roads will help the country compete in the global economy, and

WHEREAS, the National Highway System will benefit all consumers, reducing the cost of transporting goods and products, thereby producing savings for us all, and

WHEREAS, the National Highway System is important to the nation's defense, including 15,500 miles of Strategic Highway Network identified by the Department of Defense, and 2,000 miles providing access to 242 military bases, and

WHEREAS, the National Highway System brings $150.7 million in annual federal-aid highway funding to the Commonwealth of Virginia, and

WHEREAS, this legislation will be beneficial to the nation, the Commonwealth of Virginia and the County of Appomattox:

Now, therefore, be it resolved that the Appomattox County Board of Supervisors supports and recommends passage of the National Highway System by the United States Senate prior to the adjournment of the 103rd Congress.

VOTE: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson next presented a request from Mr. Abernathy for an appropriation from the Courthouse Maintenance Fund. Mrs. Beasley made a motion seconded by Mr. Paulette to approve an appropriation of $1,003.00 from the Courthouse Maintenance Fund for the month of August,

1994. VOTE: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Armontrout, Librarian, requests an appropriation from the Library Fund. Mr. Paulette made a motion seconded by Mrs. Beasley to appropriate $603.40 from the Library Fund for the month of August, 1994. VOTE: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson presented two (2) requests from the School Board for appropriations.

Mrs. Beasley made a motion seconded by Mr. Paulette to appropriate $2,000.00 from the VPSA Loan (SNAP) for August 1994. VOTE: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Paulette made a motion seconded by Mr. Moore to appropriate $700,000.00 from VPSA (SNAP) loan for the Athletic Complex for August 1994. VOTE: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson next confirmed the price from the Times-Virginian to publish the delinquent tax list at $1200.00

After discussion the Board agreed to publish for two (2) weeks, an "intent to publish" the delinquent tax list, prior to publishing the list. Mr. Carwile made a motion seconded by Mr. Moore to publish the delinquent tax list at a cost of $1200.00. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Torrence presented a request from Robert E. Lee Soil & Water Conservation District for a $300.00 donation to help with Erosion and Sediment Control Seminar.

After discussion, no action was taken.

Mrs. Ferguson presented a request for a raffle permit from Holiday Lake 4-H Educational Center, Inc.

Mrs. Beasley made a motion seconded by Mr. Moore to approve a raffle permit for Holiday Lake 4-H Educational Center, Inc. and waive the fee and bond. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson next presented a request from Ann Lawson, Recreation Director to attend a seminar. Mrs. Beasley made a motion seconded by Mr. Moore to approve for Ann Lawson, Recreation Director, to attend a seminar September 17-18, 1994. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson presented request from the landfill, Office on Youth, and general properties for increases in pay to begin immediately for several employees.

After discussion, the Board by consensus, decided that all increases would remain effective 12/1/94.

Mrs. Ferguson read a letter from Norfolk Southern notifying the Board of the intent to abandon 1.0 miles of rail line located in Appomattox and Campbell Counties. After review, the Board had no objections to this action.

Mrs. Ferguson next brought to the Board the issue of the United Way held over from the July 1994 meeting.

After a lengthy discussion, the Board by consensus, agreed to hold this matter for action until the September 1994 meeting.

Mrs. Ferguson informed the Board that ten (10) applications had been received for the part-time position at the pound. Mrs. Ferguson asked the Board for direction as to filling this position.

After discussion, and by consensus of the Board, Mrs. Ferguson was instructed to interview and fill this position.

Being no further business, Mr. Torrence called for a motion to adjourn.

Mr. Carwile made a motion at 10:00 P.M. seconded by Mrs. Beasley to adjourn until August 15, 1994 at 7:00 P.M. in the Board Room. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Chairman

A special meeting and work session was held on August 15, 1994 at 7:00 P.M. in the Board of Supervisors meeting room, Courthouse Square, North Court Street, Appomattox, Virginia.

Present:
- Dennis W. Torrence, Chairman - Appomattox River District
- Nina B. Beasley - Falling River District
- Frank H. Carwile - Wreck Island District
- Russell H. Moore - Piney Mountain District
- Philip E. Paulette - Courthouse District

Also Present:
- Aileen T. Ferguson - County Administrator
- Thomas W. Lawson - County Attorney
- Charlie Peterson - Solid Waste Administrator

Mr. Torrence, Chairman, presiding, called the meeting to order at 7:00 P.M. and asked Mr. Carwile to give the invocation.

Mr. Torrence called Mr. Thomas W. Lawson, County Attorney, to appear before the Board.

Mr. Lawson began by asking Mrs. Ferguson to read a resolution passed by the School Board concerning the referendum on the Middle School. Resolution as follows:

BE IT RESOLVED BY THE COUNTY SCHOOL BOARD OF APPOMATTOX COUNTY VIRGINIA:

That as provided under Section 15.1-227-41, Code of Virginia as amended, the School Board for Appomattox County, Virginia hereby requests the Board of Supervisors of Appomattox County, Virginia to adopt a resolution to take such actions as may be necessary to cause a referendum to be held on the question of contracting a debt in the maximum amount of SIX MILLION, SEVEN HUNDRED FIFTY THOUSAND AND 00/100 DOLLARS ($6,750,000.00) and issuing bonds to finance the cost of purchasing land, designing, constructing, and equipping a new public middle school building and facility in the County.

Dr. Jack P. Thomas
Division Superintendent

Brenda F. Gowin
Clerk of the Board

Adopted: August 15, 1994.

VOTE: Winfred Nash, aye; O. H. Tolley, Jr., aye; Richard Poe, aye; Charles H. Booker, Jr., aye; and Samuel Scott, III, aye.

Mr. Lawson informed the Board that at this time the Board of Supervisors would also need to adopt a resolution so that this issue could be placed on the ballot in November 1994.

After discussion, Mrs. Beasley made a motion seconded by Mr. Carwile to adopt the following resolution:

WHEREAS, the School Board of Appomattox County, Virginia has adopted and filed with the Board of Supervisors of Appomattox County, Virginia its resolution requesting the Board to take such action as may be necessary to cause a referendum to be held on the question of contracting a debt in the maximum amount of SIX MILLION SEVEN HUNDRED FIFTY THOUSAND AND 00/100 DOLLARS ($6,750,000.00) and issuing bonds for the payment thereof for the purpose of purchasing land, designing, constructing and equipping a new public middle school building and facility in the County.

THEREFORE, BE IT RESOLVED by the Board of Supervisors of Appomattox County, Virginia, that the Circuit Court of said County be and is hereby, requested to order an election to be held pursuant to the provisions of the Code of Virginia, for the purpose of taking a sense of the qualified voters of Appomattox County on the question of contracting a debt in the maximum amount of SIX MILLION SEVEN HUNDRED FIFTY THOUSAND AND 00/100 DOLLARS ($6,750,000.00) and issuing bonds for the payment thereof for the purpose of purchasing land, designing, constructing and equipping a new public middle school building and facility in the County.

Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Being no further business for Mr. Lawson, he was excused, and Mr. Peterson, Solid Waste Administrator, was called to appear before the Board.

Mr. Peterson began by providing bids for demolishing the Vera School building and the dumpster site at the Appomattox Ball Park.

After discussion, Mr. Paulette made a motion seconded by Mrs. Beasley to accept W. Frank Moore, Inc.'s bid for demolition of Vera School in the amount of $2,250.00. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Discussion followed concerning the dumpster site at the Appomattox Ball Park.

Mr. Torrence explained that the roadway into the site would go to the left as you enter the ballpark and the site would not be visible from Route 460 or from the ballfield. The property is owned by the Town and we would do the same type of lease agreement as is being used for Route 604 site.

After a lengthy discussion, Mr. Paulette made a motion seconded by Mrs. Beasley to accept W. Frank Moore, Inc.'s bid to construct a dumpster site at Appomattox Ball Park in the amount of $21,676.00. (This does not include purchase of stone). Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Beasley, made a motion seconded by Mr. Paulette to construct the Appomattox Ball Park site first; the Oakville site second; and the Vera site third. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Peterson next explained that we are at a point where we need to make some decisions whether to phase out the small boxes and go with the large containers or stay with a mixture of the two (2) types. If we stay with the two (2) types we will have to consider the purchase of another truck.

A lengthy discussion followed on the merits of both type container systems.

After discussion, Mrs. Beasley made a motion seconded by Mr. Carwile to continue to develop the ten (10) super sites using the large garbage containers. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Peterson stated that we need to purchase a total of 31 new containers for the ten (10) "supersites" and the schools.

Mr. Torrence confirmed that these containers could be purchased from bond funds.

Mr. Carwile made a motion seconded by Mrs. Beasley to appropriate bond funds to purchase four (4) forty yard boxes, open top; and ten (10) dormer type boxes for recycling. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Paulette asked Mr. Peterson the status of purchasing another baler.

Mr. Peterson stated that he had not been able to locate a baler for less than the quotes that were submitted in a previous meeting.

Mr. Peterson continued by saying that he had received a letter from Spectrum and Graham Packing Company saying that they are prepared to take our plastics. The problem is the County does not have the baler to produce the quantity that is necessary for this company.

Mr. Peterson also explained that site clean-up was continuing to be a major problem and that recycling was having to be put on hold in order to keep the sites in order.

Mr. Carwile stated that he would like to remind the other Board members that they were supposed to visit with other counties to review their collection systems and the cost involved. Mr. Carwile continued by saying that maybe using private haulers would be cheaper than our present collection system. Mr. Carwile wants the Board to proceed with caution and research all possibilities prior to making a final decision in this matter.

Mr. Torrence stated that he feels that the decision has been made as to the direction the County should go in and he feels we need to continue on the course that has been set.

Mrs. Ferguson informed the Board that the leachate collection pond was full and needed to be pumped and hauled to a sewage treatment facility.

Mr. Peterson explained that the cost for a 2000 gallon tank to put on the dump truck, to haul this leachate, would cost approximately $5,000.00, which includes a 6" gate valve.

Mr. Carwile stated that he feels all we would need would be a 4" gate valve.

The Board, by consensus, asked Mr. Peterson to get another bid on building this tank and return to the Board at the September meeting.

Being nothing further for Mr. Peterson, Mr. Torrence thanked and excused him.

Mr. Torrence then reminded the other Board members that there had been some discussion concerning procedures and asked if they wanted to work on this tonight.

After discussion, it was agreed that this would be discussed at a later date.

Being no further business, at 8:45 P.M. Mr. Paulette made a motion seconded by Mrs. Beasley to adjourn. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Chairman

A joint public hearing of the Appomattox County Board of Supervisors, Appomattox County Planning Commission and the Board of Zoning Appeals was held August 30, 1994 at 7:30 P.M. in the Courthouse, Courthouse Square, North Court Street, Appomattox, Virginia.

Present (Board of Supervisors):
- Russell H. Moore, Vice-Chairman - Piney Mountain District
- Nina B. Beasley - Falling River District
- Frank H. Carwile - Wreck Island District
- Philip E. Paulette - Courthouse District

Absent (Board of Supervisors):
- Dennis W. Torrence, Chairman - Appomattox River District

Present (Planning Commission):
- Al Sears
- Claude Allen Moore
- Deborah Chernault
- Wayne Lewis
- R. W. Mitchell
- Calvin Tanner
- Russell Moore

Absent (Planning Commission):
- David Bailey
- Phillip Mobley
- Charles Smith

Present (Board of Zoning Appeals):
- James Cheatham
- William Turner
- Matt Lair

Absent (Board of Zoning Appeals):
- Elizabeth Edwards
- Bruce Drinkard

Also Present:

Mr. W. M. Caldwell, Clerk Planning Commission
Aileen T. Ferguson, County Administrator

Mr. Moore, Vice-Chairman, presiding, called the meeting to order at 7:30 P.M. and stated the purpose of the public hearing.

Mr. Moore then asked Bill Caldwell, Clerk, Appomattox County Planning Commission to read the first petition.

Mr. Caldwell read petition number 94-226 of Keith and Amy Martin for a variance to Appomattox Town Zoning Ordinance, Section 74-145 and 74-147, pertaining to front and rear yard setback regulations. Property is located on Cawthorne Street between Evergreen Avenue and Dead End. Property is owned by Lorene M. Morris and is zoned R-1.

Mr. Moore asked if anyone wished to comment on this petition.

Hearing no comments, Mr. Moore asked Mr. Caldwell to read the next petition.

Mr. Caldwell read petition number 94-227 of Anita Wells McCormick and Denise G. Drinkard for a Conditional Use Permit for home occupation to allow addition to mobile home to be used for Tanning and Hair Salon. Property is zoned A-1 and is located on Route 611 between Route 26 and Route 663.

Mr. Moore called for comments on this petition.

Hearing none, Mr. Moore stated that this property adjoins his property and that he had no objection to this Conditional Use being granted.

Hearing no other comments, and being no further petitions, the meeting was adjourned at 7:36 P.M.

Russell H Moore
Vice-Chairman

A joint work session of the Appomattox County Board of Supervisors and the Appomattox Town Council was held on August 31, 1994 at 7:00 P.M. at the Appomattox Community Center, Route 460 East, Appomattox, Virginia.

Present (Board of Supervisors):
- Dennis W. Torrence, Chairman - Appomattox River District
- Nina B. Beasley - Falling River District
- Frank H. Carwile - Wreck Island District
- Russell H. Moore - Piney Mountain District
- Philip E. "Gus" Paulette - Courthouse District

Present (Town Council):
- Ronnie Spiggle, Mayor
- R. L. "Dick" Bass
- Steve Lawson
- Sammy Carter

H. W. "Billy" Conner
R. W. "Bobby" Mitchell

Absent (Town Council):
H. W. "Buddy" Carson

Also Present:
Walter Edward Hancock
Wayne Lewis
James A. "Jim" Smith

Mr. Torrence called the meeting to order and on behalf of the Board of Supervisors and Town Council, thanked the Industrial Site Review Committee, for the work they had done. Mr. Torrence then asked the Committee to review their findings and recommendations.

Mr. Paulette began by thanking the citizen members of the Committee for all the time they committed to this project.

Mr. Paulette proceeded by explaining the background work that was done by the Committee and presented a handout with the Committee's recommendation and a handout of the Committee's review of other tracts pros and cons. (Handouts on file in the August 1994 Board file.)

Mr. Paulette proceeded by stating that the Committee feels that an Industrial Development Authority should be formed to proceed with a more orderly development of an industrial development site.

A lengthy discussion followed with questions concerning the purpose of an Industrial Development Authority, the cost of developing a site, etc.

After discussion, it was agreed to schedule another joint meeting, the second Monday of December, 1994, to review cost in acquiring land and developing property and see if it would be feasible to continue with this project.

Chairman

A recessed meeting of the Appomattox County Board of Supervisors was held on September 7, 1994 at 10.30 A.M. at the old Vera School site, Route 24, Appomattox, Virginia.

Present:
Russell H. Moore, Vice-Chairman - Piney Mountain District
Nina B. Beasley - Falling River District
Frank H. Carwile - Wreck Island District
Philip E. "Gus" Paulette - Courthouse District

Absent:
Dennis W. Torrence - Appomattox River District

Also Present:

Aileen T. Ferguson - County Administrator
Charlie Peterson - Solid Waste Administrator

Mr. Moore, Vice-Chairman, called the meeting to order at 10:30 A.M.

Mr. Peterson, at Mr. Moore's request, reviewed the decision on where to put the new site.

After a lengthy discussion, and review of the site, Mr. Carwile made a motion seconded by Mrs. Beasley, to recind the previous motion made on August 15, 1994 to place the container site on the back of the lot and move the container site to the front of the lot, also, put the tearing down of the old Vera school on hold. Vote: Mr. Moore, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Paulette, aye.

The Board by consensus, instructed Mr. Peterson, Solid Waste Administrator, to get in touch with Mr. Frank Moore and ask him to proceed with the Vera site as directed.

Being no further business, the meeting was adjourned until September 14, 1994 at 7:30 P.M.

Russell H. Mo
Vice-Chairman

A regular meeting of the Appomattox County Board of Supervisors was held on September 6, 1994 at 7:00 P. M. in the Board of Supervisors meeting room, Courthouse Square, North Court Street, Appomattox, Virginia.

Present:
Russell H. Moore, Vice-Chairman - Piney Mountain District
Nina B. Beasley - Falling River District
Frank H. Carwile - Wreck Island District
Philip E. "Gus" Paulette - Courthouse District

Absent:
Dennis W. Torrence, Chairman - Appomattox River District

Also Present:
Aileen T. Ferguson - County Administrator
Thomas W. Lawson - County Attorney

Mr. Moore, Vice-Chairman, presiding, called the meeting to order at 7:00 P.M. and asked Mr. Paulette to give the invocation.

Mr. Moore asked Mrs. Ferguson to give the report from Virginia Department of Transportation, since Ms. Lindsay was unable to attend.

Mrs. Ferguson began by explaining that the Virginia Department of Transportation needed the Board to adopt a resolution to abandon and add sections to Route 653.

Mr. Paulette made a motion seconded by Mrs. Beasley to adopt the following resolution:

WHEREAS, the Virginia Department of Transportation has provided this Board with a sketch dated July 21, 1994, depicting the additions and abandonments required in the Secondary System of state highways as a result of Project 0653-006-P86, N501, which sketch is hereby incorporated herein by reference.

WHEREAS, the new road serves the same citizens as those portions of old road identified to be abandoned and those segments no longer serve a public need, and

NOW, THEREFORE, BE IT RESOLVED, this Board request the Virginia Department of Transportation to add to the Secondary System of state highways those portions of road identified by the sketch to be added, pursuant to Sec. 33.1-229, Code of Virginia, and

BE IT FURTHER RESOLVED, this Board abandons as part of the Secondary System of state highways those portions of road identified by the sketch to be abandoned, pursuant to Sec. 33.1-155, Code of Virginia;

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Resident Engineer for the Virginia Department of Transportation.

Vote: Mr. Moore, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Paulette, aye.

Mrs. Ferguson, also, presented a request for a resolution to temporarily close Route 645 during bridge construction.

Mr. Carwile made a motion seconded by Mrs. Beasley to adopt the following resolution:

At the regular meeting of the Board of Supervisors of Appomattox County held on the 6th of September, 1994.

On motion of Supervisor Frank Carwile seconded by Supervisor Nina Beasley and duly passed, it was resolved that the following resolution be adopted:

WHEREAS, The Virginia Department of Transportation is proposing to replace the existing bridge over Falling River, Route 645, Project 0645-006-P89,D625, with a box culvert, and

WHEREAS, It is necessary to temporarily close the existing Route 645 at Falling River to through traffic between Routes 643 and 679 in Appomattox County for a period of approximately 90 days to permit the construction of a box culvert and roadway approaches.

THEREFORE BE IT RESOLVED, That this Board does concur with the temporary closure of Route 645 during the construction of the project for a period of approximately 90 days.

Vote: Mr. Moore, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Paulette, aye.

Mrs. Ferguson informed the Board that she would be glad to contact Ms. Lindsay with Board members questions and concerns if there were any.

Mr. Carwile stated that he would like information on the procedure for having speed limits changed.

Mrs. Beasley stated that in order to have a study done to see if the change was needed all you have to do is make a written request to Ms. Lindsay.

Mr. Carwile also noted that there was a large hole in the East bound lane of Route 460 at the intersection of Route 703.

Mrs. Ferguson noted this concern to pass along to Ms. Lindsay.

Mr. Carwile then mentioned that he would like Mrs. Ferguson to ask Ms. Lindsay if signs could be erected, on the approaches to Appomattox, showing that gas, food, etc., can be purchased at this exit.

Mr. Moore next recognized Ms. Karen Phelps.

Mrs. Phelps thanked the Board for allowing her time to express her families concerns with the construction of a permanent container site at the old Oakville School.

Mrs. Phelps explained that she and her husband owned property adjoining the Oakville School. Mrs. Phelps stated that she feels this site is not in the best interest of the community, considering this property has a playground and ballfield already located here. Mrs. Phelps also questioned zoning laws that would allow a dumpster site without contacting adjoining property owners for their input. Mrs. Phelps requested the Board stop construction on this site and consider another location.

Mr. Carwile asked the status of the work on the new site.

Mr. Moore explained that the work is well underway. The footings have been poured, walls constructed, etc.

Mrs. Beasley asked if this site is in the location that it has always been.

Mr. Moore stated that it is on the same property, only a different location on the property.

After a lengthy discussion, and considering the status of construction, the Board by consensus agreed they would have to continue with this location but would work to keep the site from being unsightly. The Board also agreed to plant pines or take other measures to try to cut down on the impact of this site on Mr. Phelps' property.

Mr. Moore next asked Mrs. Barbara Williams, Clerk of the Circuit Court, to appear before the Board.

Mrs. Williams began by explaining that she had received two (2) bids on a new filing system for her office. The bid from M & W. Printers was for $12,800.00 and the bid from C. W. Warthen Co. was for $11,563.00.

Mrs. Williams stated that she is requesting an additional $1,563.00 be added to her budget to purchase the filing system from C. W. Warthen Co. at a cost of $11,563.00. Mrs. Williams explained that this would make 14 filing cabinets free for use in other departments.

Mr. Carwile made a motion seconded by Mrs. Beasley to approve a line item transfer of $1,563.00 from 1101-5804 to 2106-7002 for the purchase of a filing system for Mrs. Williams. Vote: Mr. Moore, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Paulette, aye.

Mrs. Williams next requested the Board approve for her to attend the Clerk's Convention.

Mrs. Beasley made a motion seconded by Mr. Paulette to approve paying Mrs. Williams expenses for attending the Annual Circuit Court Clerk's Convention. Vote: Mr. Moore, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Paulette, aye.

Mr. Moore next asked if any supervisor had items for discussion.

Mr. Carwile brought up the subject of the County's participation in the United Way. Mr. Carwile continued by stating that Town Council has voted not to participate in the United Way, so therefore, the County did not need to take action on this issue.

Mr. Carwile next addressed the issue of funds that may be remaining in the landfill bond account at the end of December 1994.

After discussion, Mr. Carwile made a motion seconded by Mrs. Beasley, to write the bond attorney requesting that the County be allowed to retain any funds remaining in the landfill bond account at the end of December 1994, to make debt service payments on this bond in the future. Vote: Mr. Moore, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Paulette, aye.

Mr. Carwile next suggested that the Board should look at the proposed location of the Vera container site to see if what was approved at the August 15, 1994 meeting is indeed the best route to follow.

Mr. Moore added that he had been to the site and felt that it would be beneficial for the Board to visit this site.

By consensus, the Board members agreed to visit the Vera site on September 7, 1994 at 10:30 A.M. to review the proposed site location.

Mr. Carwile's final item for discussion was the procedure for distribution of the landfill scale tickets.

After discussion, Mr. Carwile made a motion seconded by Mrs. Beasley to adopt the following procedure for issuing landfill scale tickets:

1) The County Administrator will order scale tickets consecutively numbered;
2) The numbering on these tickets will be verified by the County Administrator and then issued to the Solid Waste Administrator;
3) The Solid Waste Administrator will verify receipt of numbered tickets issued to the landfill;
4) When the tickets are brought in for billing, the County Administrator will verify receipt of such tickets.

Vote: Mr. Moore, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Paulette, aye.

Mr. Moore next asked Mrs. Ferguson to present the Administrative Items.

Mrs. Ferguson began by requesting the Board approve the minutes of previous meetings.

Mrs. Beasley made a motion seconded by Mr. Paulette to approve the minutes of the Special Meetings of July 21, 1994 and August 15, 1994; the Public Hearings of July 26, 1994 and August 30, 1994; and the regular meeting of August 1, 1994, as submitted. Vote: Mr. Moore, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Paulette, aye.

Mrs. Ferguson presented a request to allow Cloud Abernathy to attend the Virginia Animal Control Association Seminar. Mrs. Ferguson explained that this would be extremely beneficial since Mr. Abernathy fills in for the Animal Warden when he is off.

Mr. Carwile made a motion seconded by Mrs. Beasley to allow Mr. Abernathy to attend the Virginia Animal Control Association Seminar and to pay expenses from 1101-5504.

Mrs. Ferguson presented a request from Monte Mays, Commissioner of Revenue, that he and one (1) deputy be allowed to attend the VALECO Conference.

After discussion, Mr. Paulette made a motion seconded by Mrs. Beasley to pay expenses from 1101-5504 for Monte Mays to attend the VALECO Conference. Vote: Mr. Moore, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Paulette, aye.

Mrs. Ferguson next presented a request from Tommy Gobble to attend the Waste Management Facility Operator's Basic Training Course.

Mr. Carwile made a motion seconded by Mr. Paulette to pay expenses from 1101-5504 for Tommy Gobble to attend the Waste Management Facility

Operator's Basic Training Course. Vote: Mr. Moore, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Paulette, aye.

Mrs. Ferguson next presented an appropriation request from Mr. Peterson, from the landfill bond account.

Mr. Paulette made a motion seconded by Mrs. Beasley to appropriate $49,575.07 from the landfill bond account for the month of September 1994 to pay the following:

Hurt & Proffitt	$44,997.61
Caterpillar Financial	2,660.00
Coleman & Sons, Inc.	1,917.46

Vote: Mr. Moore, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Paulette, aye.

Mrs. Ferguson presented a request from the Library Fund in the amount of $2,888.00 for the month of September, 1994.

Mr. Paulette made a motion seconded by Mrs. Beasley to appropriate $2,888.00 from the Library Fund for the month of September, 1994. Vote: Mr. Moore, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Paulette, aye.

Mr. Gray is requesting an appropriation from the law library fund in the amount of $171.12.

Mrs. Beasley made a motion seconded by Mr. Paulette to appropriate $171.12 from the Law Library Fund for the month of September 1994. Vote: Mr. Moore, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Paulette, aye.

Mrs. Ferguson requested a line item transfer to cover additional funds received in the Litter Grant and not budgeted.

Mr. Paulette made a motion seconded by Mrs. Beasley to approve a line item transfer from 1101-5804 to 4206-5413 in the amount of $403.00. Vote: Mr. Moore, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Paulette, aye.

The Town of Appomattox had requested assistance with the cost of the luncheon for the BY PASS GRAND OPENING.

Mr. Carwile made a motion seconded by Mrs. Beasley to approve a line item transfer from 1101-5804 to 1101-3002 in the amount of $220.00 to pay 1/2 of the cost of BY PASS GRAND OPENING luncheon to the Town of Appomattox. Vote: Mr. Moore, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Paulette, aye.

The Summer Youth Program has requested a line item transfer to add a donation of $25.00 to their budget.

Mr. Paulette made a motion seconded by Mrs. Beasley to transfer $25.00 from 1101-5804 to 8102-5401. Vote: Mr. Moore, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Paulette, aye.

Mrs. Ferguson next explained that Old Dominion Appraisal was requesting an amendment to their contract to cover parcels added since the original bid.

Mr. Carwile made a motion seconded by Mr. Paulette to approve a line item transfer of $1,344.00 from 1101-5804 to 1210-3002 to cover additional parcels added to the land book since Old Dominion bid on the reassessment. Vote: Mr. Moore, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Paulette, aye.

Mrs. Ferguson made a request for an appropriation of $98.91 from the Courthouse Maintenance Fund.

Mr. Paulette made a motion seconded by Mrs. Beasley to appropriate $98.91 from the Courthouse Maintenance Fund for the month of September 1994. Vote: Mr. Moore, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Paulette, aye.

Mrs. Ferguson presented Planning Commission recommendations from the August 30, 1994 public hearing.

Petition No. 94-227 of Anita Wells McCormick and Denise G. Drinkard for a conditional use permit from home occupation to allow addition to mobile home to be used for Tanning and Hair Salon. Property is zoned A-1 and is located on Route 611 between Route 26 and Route 663. The Planning Commission recommends approval providing all building code requirements are met.

Mr. Carwile made a motion seconded by Mr. Paulette to accept the Planning Commission recommendations on petition no. 94-227 of Anita Wells McCormick and Denise G. Drinkard for a conditional use permit for home occupation to allow addition to mobile home to be used for Tanning and Hair Salon. Property is zoned A-1 and is located on Route 611 between Route 26 and Route 633. Vote: Mr. Moore, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Paulette, aye.

Mrs. Ferguson next presented a list of candidates for the Library Board appointments.

After review and discussion, Mr. Paulette made a motion seconded by Mr. Carwile to appoint Mr. Thomas Bloodworth of the Courthouse District to serve a term on the Library Board from July 1, 1994 to June 30, 1998. Vote: Mr. Moore, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Paulette, aye.

Mrs. Beasley made a motion seconded by Mr. Carwile to appoint Doris Coleman of Piney Mountain District to serve a four year term, July 1, 1994 to June 30, 1998, on the Library Board. Vote: Mr. Moore, aye; Mrs. Beasley, Mr. Carwile, aye; and Mr. Paulette, aye.

The next item for action was an appointment to the S.T.E.P.S. Board of Directors. Mrs. Ferguson informed the Board of Supervisors that Mr. Bobby Ferguson was appointed at the August 1994 meeting but has declined the appointment due to health problems.

After discussion, Mr. Carwile made a motion seconded by Mrs. Beasley to appoint Mrs. Carolyn Lawson to serve on the S.T.E.P.S. Board of Directors. Vote: Mr. Moore, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Paulette, aye.

Next, Mrs. Ferguson presented letters from the Central Virginia Area Agency on Aging for appointments to the Advisory Council.

Mrs. Beasley made a motion seconded by Mr. Paulette to reappoint Mr. V. O. Mims to serve another 3 year term on the Central Virginia Area Agency on Aging Advisory Council. The term will be from October 1, 1994 to September 30, 1997. Vote: Mr. Moore, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Paulette, aye.

Mr. Carwile made a motion seconded by Mr. Paulette to appoint Mr. Bob Fenimore to the unexpired term of Mr. John McLean on the Central Virginia Area Agency Advisory Council. The term expires September 30, 1996. Vote: Mr. Moore, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Paulette, aye.

Mrs. Ferguson presented a letter from Ms. Jeanene M. Allen complaining about the present County decal policy.

After discussion, the Board by consensus, asked Mrs. Ferguson to write Ms. Allen and send her a copy of the County Code Section 162-16 which explains the policy.

Mrs. Ferguson presented an application for a permit from Cross Country Hunt Club to hold turkey shoots.

Mr. Carwile made a motion seconded by Mr. Paulette to approve Cross Country Hunt Clubs permit to hold turkey shoots from September 10 - November 26, 1994, and waive the bond requirement fee. Vote: Mr. Moore, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Paulette, aye.

Mrs. Ferguson also presented an application from Stonewall Vineyards, Inc. for a permit to hold their annual "Jazz on the Lawn".

Mr. Paulette made a motion seconded by Mrs. Beasley to approve the permit for Stonewall Vineyards, Inc. to hold their annual "Jazz on the Lawn" and waive the bond requirement fee. Vote: Mr. Moore, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Paulette, aye.

Mrs. Ferguson presented the next item for consideration which was the renewal of Central District Extension Office lease.

After review, Mr. Carwile made a motion seconded by Mr. Paulette to renew the lease with Central District Extension Office for a term of one year beginning November 1, 1994. Vote: Mr. Moore aye; Mrs. Beasley, aye, Mr. Carwile, aye; and Mr. Paulette, aye.

The Board of Supervisors next reviewed a request from the honorable Gary A. Condit to adopt a resolution supporting "no money, no mandates" and a resolution of support for discharge petition number 25.

After discussion, Mrs. Beasley made a motion seconded by Mr. Carwile to adopt the following resolution:

RESOLUTION ON UNFUNDED MANDATES

WHEREAS, Unfunded federal mandates imposed on state local governments have become increasingly extensive in recent years; and

WHEREAS, Unfunded federal mandates have, in many instances, added to the growing deficits in state and local government budgets and have resulted in the need for state and local governments to increase revenue and curtail sometimes essential services; and

WHEREAS, the excessive fiscal burdens on state and local governments have undermined, in many instances, the ability of state and local governments to achieve their responsibilities under state and local law; and

WHEREAS, Congressman Gary Condit has introduced H.R. 140, the Federal Mandate Relief Act; and

WHEREAS, H. R. 140 would assure that the federal government pays the total amount of direct cost incurred by state and local governments in complying with federal requirements which take effect on or after the date of enactment of the Act under a federal statute or regulation; and

WHEREAS, H. R. 140 would provide that any requirement under a federal statute or regulation that a state or local government conduct an activity (including a requirement that a government meet national standards in providing a service) shall apply to the government only if all funds necessary to pay the direct costs incurred by the government in conducting the activity are provided by the Federal Government; and

WHEREAS, H. R. 140 has been cosponsored by a bipartisan majority of 227 members of Congress; and

WHEREAS, despite the majority of support for H. R. 140, the House Government Operations Committee refuses to consider the legislation; and

WHEREAS, Congressman Condit has initiated discharge petition #25 that, if signed by 218 members of the House, would allow for consideration of H. R. 140 on the House floor; now therefore, be it

RESOLVED, that the Appomattox County Board of Supervisors supports H. R. 140 as introduced by Congressman Gary Condit; and be it further

RESOLVED, that the Appomattox County Board of Supervisors asks that Representative L. F. Payne sign discharge petition #25 so that H. R. 140 can be considered on the House floor.

Vote: Mr. Moore, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Paulette, aye.

Mrs. Ferguson next presented a request from Mr. Scott Armey, Denton County Commissioner, Lewisville, TX. for a resolution supporting reinstating prayer in public schools.

RESOLUTION URGING THAT PRAYER BE RETURNED TO THE PUBLIC SCHOOL.

WHEREAS, The Constitution of the United States Article (1) states, "Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof..."; and

WHEREAS, our nation was founded upon by many different religious beliefs and ideals of settlers from other countries; and

WHEREAS, the framers of our Constitution sought to protect everyone from one mandated state religion; and

WHEREAS, our nation was founded on the freedom OF RELIGION and was not founded on the freedom FROM RELIGION; and

WHEREAS, through time, court decisions and certain interest groups have contributed to the deterioration of those religious beliefs and ideals to the extent that prayer has been banned from the public school system; and

WHEREAS, the Board of Supervisors, Appomattox County, Virginia strongly believes that reinstitution of prayer in the public schools will move this nation toward those religious ideals and beliefs upon which this nation was founded; and

WHEREAS, the Board of Supervisors, Appomattox County, Virginia urges all cities and counties across this State to join in an effort to reinstate prayer in the public schools by passing similar resolutions and uniting in a "grass roots" movement for that purpose;

NOW THEREFORE, BE IT RESOLVED, that the Board of Supervisors, Appomattox County, Virginia strongly urges that prayer be returned to the public school systems of this nation and invites all cities and counties across this State to join in an effort to reinstate prayer in the public schools by passing similar resolutions and uniting in a grass roots movement for that purpose.

Vote: Mr. Moore, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Paulette, aye.

The next request for a resolution was from Benjamin O. Tayloe with the National Association for a Balanced Federal System, asking support for the Article V Proposal of the Council of State Governments to restore the state's ability to initiate amendments without fear of a "runaway convention".

Mr. Paulette made a motion seconded by Mrs. Beasley to adopt the following resolution:

A RESOLUTION CALLING UPON CONGRESS TO PROPOSE AN AMENDMENT TO ARTICLE OF THE UNITED STATES CONSTITUTION THAT WILL ENABLE THREE-FOURTHS OF THE STATES TO AMEND THE CONSTITUTION SUBJECT TO CONGRESSIONAL VETO.

WHEREAS, All 33 amendments proposed to the United States Constitution since 1978 have been initiated by Congress; and

WHEREAS, More than 400 petitions from the several states requesting a constitutional convention to propose amendments have been filed with Congress but have never resulted in the calling of a convention or adoption of an amendment; and

WHEREAS, There should be a proper balance of national and state power in a federal system; the present mechanism for the states to initiate a constitutional convention has proved to be unworkable; and the envisioned and desirable balancing of powers between national and state powers requires a means for the several states to be able to propose amendments to the Constitution; and

WHEREAS, The governing bodies of several Virginia localities have requested the Virginia Municipal League to support an amendment to Article V of the United States Constitution; and

WHEREAS, This amendment was developed by the Council of State Governments following considerable study about how to more appropriately adjust state and national powers in this federal system of government; and

WHEREAS, The council on State Governments proposal is to enable the legislatures of three-fourths of the states to propose amendments to the Constitution subject to the veto of the Congress by a two-thirds vote of both Houses within two years of the states' submission of the amendments; and

WHEREAS, The Virginia General Assembly and state and local entities across the United States are joining in support of this proposal; and

WHEREAS, This proposal embodies a prudent method for constitutional amendments; now, therefore be it

RESOLVED, That the Appomattox County Board of Supervisors supports the foregoing proposed constitutional amendment; and further

RESOLVED, That this resolution shall be presented to the Virginia Congressional Delegation and governmental leaders at the state and local level in Virginia.

Vote: Mr. Moore, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Paulette, aye.

Mrs. Ferguson informed the Board that after the August 15, 1994 meeting, she and Mr. Peterson went over the vehicles at the landfill that were presently covered under the automobile policy. After discussing various issue, it was decided to take the Ford Packer Truck off the road and transfer license and insurance to the Mack Dump Truck, which will be used to haul leachate.

The Board by consensus, found no problems with this course of action.

Mrs. Ferguson presented a request from the Sheriff's Department that police officers be allowed to purchase their service revolvers upon retirement.

After discussion, Mrs. Beasley made a motion seconded by Mr. Paulette to adopt the following resolution:

SERVICE REVOLVER

WHEREAS, the Appomattox County Sheriff's Department proposes that a deputy sheriff that was issued a departmental weapon be allowed to purchase said weapon for a sum of $1.00 upon his/her retirement provided he/she was employed for a minimum of ten (10) years and he/she is retiring in good standing; Now therefore be it

RESOLVED, That the Appomattox County Board of Supervisors adopts the foregoing policy as proposed by the Appomattox County Sheriff's Department.

Vote: Mr. Moore, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Paulette, aye.

Mrs. Ferguson next explained to the Board that she had met with the insurance agent for Chesterfield Insurer's and that he suggested some changes in the current coverage which would not increase the premium. Mrs. Ferguson explained that she feels these changes would be beneficial to fire and rescue volunteers.

By consensus, the Board agreed for Mrs. Ferguson to proceed with changes as suggested by the insurance agent.

Mrs. Ferguson provided information concerning recent legislation which approved a 3% benefit increase for current and future retirees of political subdivisions.

After discussion, and by consensus of the Board, it was decided to hold this matter until the October 1994 meeting.

Mrs. Ferguson next read a request from Lynchburg City Manager, Charles Church, that the Board of Supervisor's support certain administrative changes to Central Piedmont Private Industry Council's policies.

After discussion, this item was held over for the October 1994 meeting.

Mrs. Ferguson presented a request from Mr. Peterson, Solid Waste Administrator for Mr. Luther Glenn to apply for Certification in order for him to purchase refrigerant for landfill use.

Mr. Paulette made a motion seconded by Mrs. Beasley to pay for Mr. Glenn's certification from 1101-5504. Vote: Mr. Moore, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Paulette, aye.

Court Service Unit has requested the Board of Supervisor's pay for Janet Robertson to attend a workshop.

Mrs. Beasley made a motion seconded by Mr. Paulette to pay registration and expenses for Janet Robertson to attend a program titled Indispensable Assistant. Vote: Mr. Moore, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Paulette, aye.

Sheriff Richardson requested an appropriation from the Asset/Forfieture Account.

Mr. Paulette made a motion seconded by Mrs. Beasley to appropriate $2,154.72 from the Asset/Forfieture Account for the month of September 1994. Vote: Mr. Moore, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Paulette, aye.

Mr. Peterson provided the Board with three quotes for building a leachate hauling tank.

After review, the Board by consensus, agreed for Mr. Peterson to proceed with the low bid and have this tank constructed as soon as possible.

Mr. Peterson had also provided information on balers which he needs to purchase for recycling. Mr. Peterson requested that he be allowed to fly to Yokam, Texas to view one of the baling systems in operation and talk with the people who are presently using this system.

After discussion, it was decided that Mr. Peterson not take this trip to Texas, but that Mrs. Ferguson would contact a representative from the company that sells this baling system and see if they would come and meet with the Board.

Mrs. Ferguson presented a request from Virginia Association of Counties asking the Board to appoint a member as their legislative contact.

Mrs. Beasley made a motion seconded by Mr. Carwile to appoint Mr. Paulette as the Board's legislative contact. Vote: Mr. Moore, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Paulette, aye.

Mrs. Ferguson informed the Board that the lease for use of the Community Center by Central Virginia Area Agency on Aging was due for renewal.

Mr. Paulette made a motion seconded by Mr. Carwile to renew the Lease with Central Virginia Area agency on Aging for use of the Community Center for one (1) year (October 1, 1994 through September 30, 1995). Vote: Mr. Moore, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Paulette, aye.

Being no further business the meeting was adjourned at 9:35 P.M. until September 7, 1994 at 10:30 A.M. on the old Vera School Site.

Russell H Moore
Vice-Chairman

A joint meeting of the Appomattox County Board of Supervisors and the Appomattox County School Board was held on September 14, 1994 at 7:30 P.M. in the Courthouse, Courthouse Square, North Court Street, Appomattox, Virginia.

Present (Board of Supervisors):
Dennis W. Torrence, Chairman - Appomattox River District
Nina B. Beasley - Falling River District
Frank H. Carwile - Wreck Island District
Russell H. Moore - Piney Mountain District
Philip E. "Gus" Paulette - Courthouse District

Present (School Board):
Richard Poe
Charles Booker

Absent (School Board):
Sammy Scott
Sonny Tolley
Winfred Nash

Also Present:
Aileen T. Ferguson - County Administrator
Thomas W. Lawson - County Attorney
Dr. Jack Thomas- School Superintendent
Gene Richardson - Sheriff

Mr. Torrence called the meeting to order at 7:30 P.M. and introduced Mr. Robert Huff and Mr. Steve Jacobs of Robinson, Farmer, Cox. Mr. Torrence then asked Mr. Huff to present the draft of the five year capital improvement program for the County.

Mr. Huff began by giving their credentials and explaining the background of this report.

Mr. Huff continued by discussing the nature of the project and explained that this project is very much like a capitol improvements plan that most localities in Virginia have done, to show how special capitol projects will effect their budgets in the future.

Mr. Huff then asked Mr. Jacobs to hand out the charts and explained that he had added a 10% operating cost factor into the plan to cover a fiscal fund balance for the County. Mr. Huff explained that historical data on expenditure and revenues, proposed projects, etc. was how they arrived at their projections for the future.

Mr. Huff asked Mr. Jacobs to review the charts and executive summary with the Board.

Mr. Jacobs explained that a great deal of research went into the documents presented.

Mr. Jacobs continued to explain that there were several factors that could be addressed that would change the impact of these projects on County finances.

Mr. Jacobs explained that one way to alter this impact was to postpone capitol projects or use an alternate means of funding these projects. Another way would be to take a close look at the background material and see if there were any areas that need to be changed.

Mr. Jacobs then asked if there were any questions.

A question and answer period followed with a lengthy discussion concerning the documents presented.

After discussion, the School Board and the Board of Supervisors revised the capitol projects plan and asked Mr. Huff to incorporate these in the plan and give examples of the effect of the Middle School project on a $100.00 taxed amount. This example should show new construction versus renovation of the Middle School.

Mr. Torrence requested that Robinson, Farmer, Cox revise their chart and have this information by the next meeting which would be held at 1:00 P.M. Thursday, September 22, 1994 in the Board of Supervisor's meeting room.

Mr. Torrence thanked Mr. Huff and Mr. Jacobs and recognized Mr. Toni Cassale, with the Department of Corrections and Mr. William Hefty, attorney.

Mr. Cassale began by giving an explanation of the background on the regional jail project and the procedure for receiving funding from the State.

Mr. Cassale explained that the benefits of a regional facility to Appomattox County were: 1) no referendum for financing construction and 2) this would meet Appomattox's needs for inmate housing until the year 2004.

Mr. Cassale continued by explaining the funding process for regional projects.

Next, Mr. Hefty explained the legal aspects of the service agreement between localities forming the regional jail authority.

Mr. Cassale and Mr. Hefty then answered questions concerning funding and the regional jail authority.

Mr. Lawson, County Attorney, brought the Board's attention to a recent document "The Department of Corrections Response to Jail Crowding (Board file for September 1994) and questioned the need for additional bed space in Appomattox. Mr. Lawson feels that Appomattox County should wait before doing anything and see what legislature does concerning moving State responsible inmates.

After a lengthy discussion, the Board agreed to discuss the regional jail at the Thursday meeting and asked Mrs. Ferguson to provide information on annual debt service for adding on to our local jail, annual cost of operating local jail and the annual cost of Boarding prisoners in other facilities.

Mr. Torrence then thanked and excused Messers. Cassale and Hefty.

Mr. Torrence next requested that the other members of the Board reconsider a decision to move the proposed container site at Vera to the front of the lot. Mr. Torrence informed the Board that Frank Moore was ready to begin work on the site at the first of next week.

Mr. Carwile stated that he understood that Mr. Moore was supposed to start work on the Vera site on September 13, 1994 and questioned why this work had not begun.

Mr. Torrence stated that Mr. Moore had to proceed with another job.

Mr. Torrence also explained that the citizens of the Vera Community wanted the site back off the road as far as possible.

Mr. Carwile questioned if the drainage for the site wouldn't be better closer to the road.

Mr. Torrence stated that Mr. Moore had indicated that the drainage would be fine on the back of the lot. Mr. Torrence also stated that the site would require no more money than originally bid nor would it require any additional lighting.

Mr. Paulette stated that he was concerned with burying the old school building on someone else's property.

After further discussion, Mr. Moore made a motion seconded by Mr. Paulette to demolish the old Vera School building and put the container site on the back of the lot, as decided on August 15, 1994. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, nay; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson presented a request from the School Board for an appropriation from the Athletic Fund.

Mrs. Beasley made a motion seconded by Mr. Moore to appropriate $22,886.84 for the month of September, 1994, from the Athletic Fund. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson next presented bids from the Magistrate for replacing a typewriter.

Mrs. Beasley made a motion seconded by Mr. Paulette to transfer $199.99 from 1101-5804 to 2101-7002 to purchase a new typewriter. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson presented information from Monte Mays concerning a deputy attending the VALECO meeting. No action was taken.

Mrs. Ferguson asked the Board if they wished to bid the automobile and general liability this year. She explained that Cabell was selected for a three (3) year term without rebidding, if the Board was satisfied with their performance.

After discussion and by consensus of the Board, it was agreed to continue with Cabell Insurance for 1995.

Being no further business the meeting was adjourned until September 22, 1994 at 1:00 P.M. in the Board of Supervisors meeting room.

Chairman

A recessed meeting of the Appomattox County Board of Supervisors was held on September 22, 1994 at 1:00 P.M. in the Board of Supervisor's meeting room, adjacent to the Circuit Court Clerk's Office, North Court Street, Appomattox, Virginia.

Present:
- Dennis W. Torrence - Chairman - Appomattox River District
- Nina B. Beasley - Falling River District
- Frank H. Carwile - Wreck Island District
- Russell H. Moore Piney Mountain District
- Philip E. "Gus" Paulette - Courthouse District

Also Present:
- Aileen T. Ferguson - County Administrator
- Jack Thomas - Superintendent of Schools
- Richard Poe - School Board
- Charles Booker - School Board
- Sammy Scott - School Board

Mr. Torrence, Chairman, presiding, called the meeting to order at 1:00 P.M. and explained that the purpose of this meeting was to review the final document on the Middle School effect on taxes and to further discuss the County's proposed participation in the Regional Jail.

Mr. Torrence then called Mr. Robert Huff and Mr. Steve Jacobs, Robinson, Farmer, Cox to appear before the Board.

Mr. Huff began by reviewing what the Board had instructed his firm to do on September 14, 1994. He then asked Mr. Jacobs to provide the Board with the revised documents for their review. (Handout in September 1994 Board file).

After an explanation of the documents, Mr. Torrence questioned whether the debt service schedule was figured with level payments or fluctuating payments as would be necessary if the funds were borrowed from Virginia Public School Authority.

Mr. Huff explained that the examples had been prepared using level debt service payments.

Mr. Torrence explained that this concerned him because he had understood that our debt service payments could not be level and he feared we would not be presenting a true picture to the citizens of the County.

Mr. Huff explained that if the referendum for a new middle school passes, the County would have options other than Virginia Public School Authority to borrow from.

Mr. Paulette stated that he felt that with the information provided by Robinson, Farmer, Cox the Board could provide fairly accurate information to the citizens.

Mr. Huff reminded the Board that considering the financial requirements for landfills they should strongly consider building a fund balance to take care of this requirement and keep the County from having to purchase expensive insurance to meet these requirements.

Mr. Torrence stated that he would like to have the Board draft a document with the information provided by Robinson, Farmer, Cox and do a bulk mailing to all county residents. Mrs. Ferguson was asked to draft such a document for Board approval on 10/3/94.

Mr. Torrence, also informed Mr. Huff that the Board would schedule two (2) public meetings to give citizens an opportunity to ask questions concerning the information provided and Mrs. Ferguson would contact them with these dates.

Mr. Torrence thanked Messers. Huff & Jacobs and invited Sheriff Richardson to join the Board for the discussion on the new information that was provided on the proposed Regional Jail.

Mr. Torrence asked if any Supervisor had comments after reading the cost projections provided by Ferris Baker Watts.

Mr. Paulette stated that he felt that there was so much information to consider that it was hard to determine the best route for Appomattox County to proceed. Mr. Paulette continued by saying that he did not like Appomattox County loosing control of it's local facility and if the State would do their part the County would not need to do anything at this time.

Mr. Torrence asked Mrs. Ferguson if she had any information concerning the cost for Appomattox County to operate it's own jail.

Mrs. Ferguson referred to scenarios on costs of operating our jail locally or the Blue Ridge Regional Jail Authority operating our facility, done by Ferris Baker Watts. (Board file September 1994).

Mrs. Ferguson, also, informed the Board of FY94 cost of operating our jail locally and the projected cost for FY95.

Sheriff Richardson addressed the Board and presented several arguments for Appomattox County not participating in the Regional Jail project. The Sheriff feels that Appomattox County should wait and see what legislature does before doing anything towards expanding our jail facility or participating in the Regional Jail Project. Mr. Richardson would like to the Board wait before making a decision in this matter.

Mr. Lawson brought to the Board's attention several questions that he had concerning the regional jail project. 1) What is legislature going to do?; 2) What's going to happen with the Middle School issue in November 1994; 3) What are Bedford and Campbell Counties going to do; 4) The difference in the payment for our Sheriff's Department and the City of Lynchburg's lot; 5) Why don't we enter an agreement with Bedford County for housing our prisoners; 6) How much will the new concept of in home detention and monitoring cut down on inmate population; 7) When will the State start taking it's own prisoners; 8) What will happen when we spend $1,000,000.00 of preliminary money and then don't get the 50% funding from the State; 9) Doesn't like the fact that the County will not have control over it's local jail but agrees this should not be an issue. In closing Mr. Lawson stated that he feels that the Board should wait before making a decision in this matter.

Mr. Torrence said that he feels that sooner or later we will have to become a part of a regional jail project so why not take advantage of this opportunity now.

A lengthy discussion followed on the pros and cons of the regional jail concept.

Mr. Carwile stated that after looking at the cost involved in keeping our local facility and considering the projected inmate population, it would cost approximately $22.00 per diem to keep our local and considering the almost $17.00 per diem to go regional, Mr. Carwile stated he could not agree to do anything but stay with our local facility.

Mr. Moore stated that he had added up the cost per year of both scenarios and he does not feel that there is enough difference in the cost to justify going with the regional concept.

Mr. Carwile made a motion seconded by Mr. Paulette to not participate in the Regional Jail concept, at this time. Vote: Mr. Torrence, nay;

Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Torrence thanked Sheriff Richardson for his time and comments concerning this matter.

Mr. Torrence next asked Mrs. Ferguson if she had any other items for Board attention.

Mrs. Ferguson told the Board that Monte Mays had provided additional information as to why he needed the deputy, from his office, attend the VALECO meeting. Mr. Mays asked the Board to reconsider their previous decision.

Mr. Paulette made a motion seconded by Mr. Moore to pay the deputy, from the Commissioner of Revenue's Office expenses to the VALECO conference. Vote: Mr. Torrence, nay; Mrs. Beasley, nay; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Torrence requested that some sort of recognition be given to the landfill employees for the job they have been doing at the landfill.

After discussion, Mrs. Ferguson was requested to write the landfill employees recognizing them for their excellent rating on recycling and present the draft letter at the October 1994 meeting for exceptance by the Board.

Mr. Torrence next informed the Board that an executive session was needed to discuss a legal matter.

At 3:08 P.M. Mr. Paulette made a motion seconded by Mr. Moore to enter into executive session to discuss a legal matter. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

On a motion by Mrs. Beasley seconded by Mr. Paulette, it was resolved the Board of Supervisors return to regular session at 3:12 P.M. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Paulette, aye.

On a motion by Mr. Beasley seconded by Mr. Paulette the following resolution was adopted:

WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of

Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification motion applies, and (ii) only such executive matters were heard; discussed or considered by the Appomattox County Board of Supervisors.

Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Being no further business the meeting was adjourned at 3:14 P.M.

Chairman

A regular meeting of the Appomattox County Board of Supervisors was held on October 3, 1994 at 7:00 P.M. in the Board of Supervisors meeting room, Courthouse Square, North Court Street, Appomattox, Virginia.

Present:
Dennis W. Torrence, Chairman - Appomattox River District
Nina B. Beasley - Falling River District
Frank H. Carwile - Wreck Island District
Russell H. Moore - Piney Mountain District
Philip E. "Gus" Paulette - Courthouse District

Also Present:
Aileen T. Ferguson - County Administrator
Thomas W. Lawson - County Attorney

Mr. Torrence, Chairman, presiding, called the meeting to order at 7:04 P.M. and asked Mr. Moore to give the invocation.

Mr. Torrence asked Ms. Sandra Lindsey, Virginia Department of Transportation, Resident Engineer, to appear before the Board.

Ms. Lindsay began by addressing concerns expressed by Mr. Carwile at a previous meeting.

Mr. Torrence then questioned speed limit signs on 460 By-pass near the Ballpark.

Ms. Lindsay stated that this matter was being taken care of.

Mr. Moore asked Ms. Lindsay about the unevenness of grass cut on the shoulders of Route 26.

Ms. Lindsay explained that there was a problem with the type mower being used and this had been corrected.

Mr. Carwile asked Ms. Lindsay if she knew anything about the signs that had been installed at the Oakville container site.

Ms. Lindsay stated that she was unaware of any new signs in this area.

Mr. Torrence explained that the sign in question was put up by the County, designating the new dumpter site.

Being nothing further for Ms. Lindsay, Mr. Torrence thanked and excused her.

Mr. Torrence next asked for additions and corrections to the minutes.

Mrs. Beasley made a motion, seconded by Mr. Moore to approve the minutes of a joint work session of the Appomattox County Board of Supervisors and the Appomattox Town Council of August 31, 1994; regular meeting of September 6, 1994; joint meeting of the Appomattox County Board of Supervisors and Appomattox County School Board held September 14, 1994; and recessed meetings of September 7, 1994 and September 22, 1994. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Torrence next explained that Janet Belter, Treasurer, had requested an executive session to discuss a legal matter.

Mr. Paulette made a motion seconded by Mr. Moore to enter into executive session to discuss a legal matter. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

On a motion by Mrs. Beasley, seconded by Mr. Paulette, it was resolved the Board of Supervisors return to regular session. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye;.

On a motion by Mrs. Beasley, seconded by Mr. Paulette the following resolution was adopted:

WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification motion applies, and (ii) only such executive matters were heard; discussed or considered by the Appomattox County Board of Supervisors. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Torrence next asked if any Supervisor had matters for discussion.

Mr. Carwile began by saying that he had attended a meeting at Hebron Church concerning the school bus accident which had recently occurred on Route 460 at Spout Spring. Mr. Carwile asked Mr. Lawson, County Attorney, if there was anything the Board of Supervisors could do to encourage the use of flashing lights on any bus stopped in the highway.

After discussion, Mr. Carwile made a motion seconded by Mr. Paulette for Mrs. Ferguson to write letters to Senator Holland and Delegate Abbitt asking for legislation to require school buses use flashing lights at any time when stopped on the highway. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Paulette stated that he feels that the Board needs to do some long range planning for capitol and equipment needs. Mr. Paulette feels that a letter should be written requesting the Constitutional Officers and Department Heads to forecast their future needs for planning purposes.

Mr. Carwile next mentioned that he was concerned that a container site for Wreck Island District had not been located.

Discussion followed concerning suggested locations for "super" sites in Evergreen, Pamplin and Stonewall to have ready for discussion at the November 1994 meeting.

Mr. Torrence next asked Mrs. Ferguson if she had drafted the notice to the public on the Middle School issue.

Mrs. Ferguson presented the draft for Board approval.

After discussion and correction, the Board by consensus, approved a final document to present to the public.

Mr. Torrence asked Mrs. Ferguson to present the convention requests.

Mrs. Ferguson presented requests from Sabrina Smith, Registrar to attend the Registrar's Annual Meeting and Bill Caldwell, Building Official to attend Building Officials School and Conference.

Mrs. Beasley made a motion seconded by Mr. Carwile to approve for Sabrina Smith to attend the Registrar's Annual Meeting and Bill Caldwell to attend the Building Officials School and Conference. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson next presented a request for an appropriation from the Courthouse Maintenance Fund.

Mr. Paulette made a motion seconded by Mrs. Beasley to appropriate $117.80 from the Courthouse Maintenance Fund for the month of October 1994. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson next presented a request from Mr. Peterson, Solid Waste Administrator for an appropriation from the landfill bond account.

Mrs. Beasley made a motion, seconded by Mr. Paulette to appropriate $104,209.00 from the landfill bond account for the month of October 1994 to pay the following:

Manley Signs	$ 881.00
Caterpillar Financial	2,660.00
Cavalier Equipment	14,384.00
Counts & Dobyns	27,688.95
Virginia Tech	6.00
Cavalier Equipment	38,775.00
Counts & Dobyns	19,814.05
TOTAL	$104,209.00

Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson presented a request from Sheriff Richardson for an appropriation from the Asset Forfeiture Account.

Mr. Carwile made a motion seconded by Mr. Moore to appropriate $318.24 from the Asset Forfeiture Account for the month of October 1994. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Sheriff Richardson also requested $840.00 be added to his budget due to a donation for equipment, made by Spout Spring Ruritan Club.

Mr. Paulette made a motion seconded by Mr. Carwile to approve a line item transfer of $840.00 from 1101-5804 to 3102-7001. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson next read a request from the School Board for an appropriation for the Head Start Program.

Mrs. Beasley made a motion seconded by Mr. Paulette to appropriate $191,333.00 for the Head Start Program for the month of October 1994. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Torrence questioned a letter from Dr. Thomas, Superintendent of Schools, concerning a new program for "At-Risk-Four-Year-Old-Children".

Mrs. Ferguson explained that this was the same program that the Board of Supervisors voted to endorse in July, 1994.

After discussion, and by consensus, the Board of Supervisors agreed to allow the School Board to make all appointments to the Committee that would oversee this program.

Mrs. Ferguson presented several requests from the Historic Appomattox Railroad Festival Board.

After discussion, Mr. Paulette made a motion seconded by Mr. Carwile to allow the Courthouse Square Complex be used October 8 and 9 for Good Ole Days. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Paulette made a motion seconded by Mrs. Beasley to approve fireworks display permit for Historic Appomattox Railroad Festival for October 8, 1994 at 8:00 P.M. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson next reviewed a notice from Virginia Retirement System to adopt a resolution giving County employees a 3% increase in benefits upon retirement. Mrs. Ferguson explained that Constitutional Officers and their staff would automatically receive this increase and the Compensation Board only pays a portion of the cost with the County paying the balance. Mrs. Ferguson continued by explaining that no increase in cost would occur until July 1996, at which time this benefit would cost the County .94% of covered payroll.

After discussion, Mrs. Beasley made a motion, seconded by Mr. Paulette to adopt the following resolution:

RESOLUTION

POLITICAL SUBDIVISION RESOLUTON TO PROVIDE A 3% BENEFIT INCREASE FOR CURRENT AND FUTURE RETIREES

Be it resolved that the County of Appomattox, Virginia does hereby elect to provide a 3% retirement allowance increase as provided in the Code of Virginia, Section 51.1-130, 51.1-155, 55.1-157 as applicable for its eligible current and future retirees under employer code (5-5105).

Be it also resolved that the County of Appomattox, Virginia agrees to accept all liability for any current or future additional employer contributions and any increases in current or future employer contribution rates resulting from its election to provide the increase in benefits to its current and future retirees.

Be it further resolved that the County of Appomattox, Virginia elects to allow its eligible current and future retirees to receive the benefit increase effective October 1, 1994.

Now, therefore, Dennis W. Torrence, Chairman of the Appomattox County Board of Superviosrs and Aileen T. Ferguson, Clerk of the Appomattox County Board of Supervisors, are hereby authorized and directed in the name of the Appomattox County Board of Supervisors to execute any

required contract in order that said eligible current and future retirees of the County of Appomattox may participate in the benefit allowance increase as provided for in the Code of Virginia. In execution of any contract which may be required, the seal of the County of Appomattox shall be affixed and attested by the Clerk, and said officers of the Appomattox County Board of Supervisors are authorized and directed to pay over to the Treasurer of Virginia from time to time such sums as are due to be paid by the County of Appomattox, Virginia for this purpose.
Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson next presented a request from Dennis Gragg for an appointment to the Regional Disability Services Board. Miss Kristie Page has been serving on this Board and no longer wishes to serve. Miss Page's term expires October 31, 1994.

After discussion, Mr. Paulette made a motion seconded by Mr. Carwile to appoint Mr. Bookie Johnson to the Regional Disability Services Board for a term of three years, beginning November 1, 1994. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson asked the Board of Supervisors if they would like to pass a resolution to send to VA Power requesting a service person be placed in Appomattox County. Mrs. Ferguson continued by explaining that the Town of Appomattox had already passed such a resolution.

Mr. Carwile made a motion seconded by Mr. Paulette to adopt the following resolution:

RESOLUTION

WHEREAS, our local citizens are experiencing difficulty communicating to the proper person either in the Farmville office or other offices of Virginia Power during storms and emergencies; and

WHEREAS, Virginia Power revenues have increased over the years and Virginia Power has diligently improved the service to our community; and

WHEREAS, it is of the utmost urgency to our citizens that a service person be readily accessible to properly service the Virginia Power consumers in our area; and

WHEREAS, the County of Appomattox is ever seeking avenues to assist our citizens; and

NOW THEREFORE, be it resolved the County of Appomattox Board of Supervisors respectfully requests that a Service Representative be assigned full time to Appomattox County and the Town of Appomattox and be required to live in the County.
VOTE: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson also made the Board aware of a proposal to do away with annual vehicle inspection.

After discussion, Mr. Carwile made a motion seconded by Mr. Moore to go on record supporting continuing annual vehicle inspection. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

RESOLUTION

WHEREAS, the Appomattox County Board of Supervisors, is genuinely concerned with the safety of all its citizens; and

WHEREAS, the Appomattox County Board of Supervisors is not only concerned with the safety of local citizens; but also those across our Commonwealth and those individuals who visit our state and area; and

WHEREAS, to abolish the annual state inspection of vehicles would be detrimental to all motoring public; and

WHEREAS, it is vital to all our citizens to keep a properly equipped and maintained vehicle on our highways;

NOW, therefore, be it resolved that the Appomattox County Board of Supervisors, meeting in regular session on October 3, 1994 and all members present and voting aye, do hereby adamantly oppose the elimination of annual state inspections.
Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson next presented a request from Mr. Peterson, Solid Waste Administrator to close several container sites in the Oakville area.

Mr. Carwile made a motion seconded by Mr. Moore to approve closing the container sites at Bent Creek and Route 611. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson pointed the Board's attention to articles discussing possible rail routes through our area.

After discussion, Mr. Carwile made a motion seconded by Mr. Moore to have Mrs. Ferguson contact Watkins Abbitt requesting he support this rail proposal. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson next informed the Board of a meeting scheduled on October 13, 1994 at 7:30 P.M., with other local officials, to discuss questions on the Regional Jail Project.

After discussion, Mr. Torrence and Mr. Carwile both stated they would be attending.

Mrs. Ferguson requested permission to attend the Virginia Municipal League Conference at Norfolk October 16-18, 1994.

Mr. Paulette made a motion seconded by Mrs. Beasley to approve Mrs. Ferguson to attend the Virginia Municipal League Conference in Norfolk. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson next presented a request from Monte Mays, Commissioner of Revenue, for him and one deputy to attend the Annual Commissioners of the Revenue Association Convention.

After discussion, Mrs. Beasley made a motion seconded by Mr. Paulette to approve expenses for Mr. Mays to attend the Commissioner of the Revenue Association Convention. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson presented a request for an appropriation to the Comprehensive Services budget.

Mr. Paulette made a motion seconded by Mrs. Beasley to appropriate $5,000.00 to the Comprehensive Services budget. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson next asked the Board of Supervisors for their support in writing a letter to Disney offering Appomattox as a site for their new development.

After discussion, the Board by consensus, requested Mrs. Ferguson to proceed with the letter to Disney concerning an Appomattox site.

Mr. Torrence asked the Board write a letter of appreciation to the landfill employees for a job well done.

After discussion and by consensus, the Board agreed to send such a letter to all landfill employees.

Being no further business, the meeting was adjourned at 9:02 P.M.

Den W. Torrence
Chairman

A public meeting of the Appomattox County Board of Supervisors was held on October 25, 1994 at 7:30 P.M. at the Appomattox High School Cafeteria, Highway 727, Appomattox, Virginia.

Present:
- Dennis W. Torrence, Chairman - Appomattox River District
- Frank H. Carwile - Wreck Island District

Russell H. Moore - Piney Mountain District
Philip E. "Gus" Paulette - Courthouse District

Absent:
Nina B. Beasley - Falling River District

Also Present:
Aileen T. Ferguson - County Administrator
Thomas W. Lawson - County Attorney

Mr. Torrence opened the meeting at 7:30 P.M. and gave a brief history of the middle school issue, and explained the purpose of the meeting was to offer an explanation of the ALERT mailed to registered voters.

Mr. Torrence then asked Mrs. Ferguson to introduce the consultants.

Mrs. Ferguson introduced Mr. Robert Huff and Mr. Steve Jacobs with Robinson, Farmer, Cox Associates and explained that these were the consultants that reviewed the County's finances and developed a Five Year Capitol Improvements Program for the County. Mrs. Ferguson continued by explaining that the examples used in the ALERT were taken from the plan prepared by Messers. Huff and Jacobs.

Mr. Huff began by briefly explaining the Code of Virginia Section 15.1-464 required Counties to have a Capitol Improvements Program. Mr. Huff continued by saying that this is a prospective document going forward into the future.

Mr. Huff stated that there were a few things he would like to explain concerning the capitol improvements document. First, fiscal policies were considered. Fiscal policies include things such as fund balances, expenditures, etc. Second, a list of projected capitol projects were developed for the next five (5) years; and third, factors influencing finances, such as, revenues and expenditures, were considered.

Considering all these factors a financial forecast was developed.

At this point Mr. Huff gave an explanation of the examples incorporated in the ALERT. Mr. Huff noted that these examples were figured using real estate taxes only and assuming that we would continue to maintain basically the same level of services that we now provide.

Mr. Huff next stated that if anyone had questions he and Mr. Jacobs would attempt to answer them at this time.

Mr. Torrence stated that the referendum, as stated on the ballot, was a binding referendum, and therefore, it was up to the voters what the County would be doing with the middle school.

Questions and answers followed.

Being no further questions at 8:15 P.M., Mr. Torrence recessed the meeting to give citizens an opportunity to talk with Board members and consultants one-on-one.

At 8:45 P.M. Mr. Torrence reconvened the meeting.

Discussion followed on the procedure to hold a special meeting. After discussion, and being unable to follow all procedures for a special meeting to be held immediately, it was decided to hold a special meeting on October 27, 1994 at 7:00 P.M. in the Board of Supervisors meeting room.

The meeting was closed at 9:30 P.M.

Chairman

A special meeting of the Appomattox County Board of Supervisors was held on October 31, 1994 at 7:00 P.M. in the Board of Supervisors meeting room, North Court Street, Courthouse Square, Appomattox, Virginia.

Present:
Dennis W. Torrence, Chairman - Appomattox River District
Nina B. Beasley - Falling River District
Frank H. Carwile - Wreck Island District
Russell H. Moore - Piney Mountain District
Philip E. "Gus" Paulette - Courthouse District

Also Present:
Aileen T. Ferguson, County Administrator
Thomas W. Lawson, County Attorney

Mr. Torrence called the meeting to order at 7:00 P.M. and asked Supervisor Moore to give the invocation.

Mr. Torrence began by stating the purpose of the meeting was to discuss the regional jail resolution and service agreement and asked Mr. Lawson, County Attorney, if all was in order.

Mr. Lawson stated that the notices had been delivered and all appeared to be in order.

Mr. Carwile asked if Mr. Torrence was going to call for a decision on this issue tonight.

Mr. Torrence stated that he was.

Mr. Carwile then stated that the notice stated "discuss" and the definition of discuss did not include voting.

After discussion, concerning the intent of the notice, Mrs. Ferguson read a portion of the Code Section concerning Special Meetings, which stated, "No matter not specified in the notice shall be considered at such meeting, unless all the members of the board were present".

Mrs. Ferguson then stated that this section allowed for any matter to be considered since all members of the Board are present and asked if Mr. Lawson, County Attorney, agreed that this interpretation was correct.

Mr. Lawson said that would be his interpretation of this section.

Mrs. Beasley asked to be brought up to date on the regional jail.

The other Board members informed Mrs. Beasley of the issues that were discussed at the meeting with the other localities and the matters that they feel have been resolved to their satisfaction.

Mr. Carwile stated that he attended the meeting in Lynchburg and found nothing in that meeting that changed his opposition to the regional proposal. Mr. Carwile stated that he found nothing in the service agreement that was concrete. Mr. Carwile then presented a document from the Sheriff's Association with the governors proposals for FY95 & FY96. Mr. Carwile feels that this could drastically change any figures we have been given to date.

Mr. Carwile continued by saying that another issue that he didn't like was the fact that the initial transport of prisoners was on the locality. Mr. Carwile figures this to be an additional expense on the County that was not figured in the per diem payment.

Mr. Carwile stated that he feels we are already obligated because of the $14,653.00 that has been paid, as Appomattox County's share of expenses involved with the Community Based Corrections Plan, attorney fees, and financial consultants fees, incurred during the course of the Regional Jail Study.

Mr. Carwile questioned Section 6.8 of the service agreement.

Mr. Carwile would like to stay independent in the matter of operating our local jail.

Mr. Carwile continued by saying that there were too many unknowns for him to give his support to this proposal.

Mr. Carwile said he would close by saying that we have not had a public hearing on disposing of the jail property covered under Section 15.1-262 Code of Virginia.

Discussion continued on issues related to the regional jail project.

Mr. Torrence stated that he wanted to make one point clear, no one was voting to transfer property tonight.

Mr. Lawson stated that he would suggest the Board schedule a public hearing to deal with this matter shortly, but he felt that there was no problem signing the agreement at this time. Mr. Lawson continued by explaining that his reason for this decision is because we may withdraw from the Regional Jail Authority at any time prior to July 1, 1995 with no penalty.

Mr. Carwile continued to question "obligation" as defined in the service agreement.

Mrs. Ferguson stated that she contacted Bill Hefty, Attorney and asked what constituted an obligation.

Mr. Hefty explained that under the terms of the service agreement, the Regional Jail Authority can not incur debt until July 1, 1995 (or such earlier time as the governing bodies of all of the Member Jurisdictions authorize such obligations or expenditures.

After further discussion, Mr. Torrence called for a motion on regional jail participation.

Mr. Paulette made a motion seconded by Mr. Moore to adopt the following resolution and amendment.

RESOLUTION

WHEREAS, Section 53.1-95.2 et. seq. of the Code of Virginia allows two or more counties or cities, or a combination thereof, to form a regional jail authority for the purpose of providing for the local correctional needs of the participating jurisdictions; and

WHEREAS, the Counties of Appomattox, Bedford and Campbell and the cities of Bedford and Lynchburg have discussed becoming a regional jail authority to be called the Blue Ridge Regional Jail Authority, which Authority would construct and operate a new regional jail in the City of Lynchburg and renovate and operate the existing jails in the three counties; and

WHEREAS, the Board of Supervisors of Appomattox County desires to become a member of the Blue Ridge Regional Jail Authority and to approve a Service Agreement setting forth the obligations and rights of the participating jurisdictions and the Authority.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF APPOMATTOX COUNTY THAT:

The Board hereby approved the Service Agreement creating the Blue Ridge Regional Jail Authority presented to the Board this date, and authorizes the County Administrator to execute the Service Agreement on behalf of the County.

FIRST AMENDMENT TO THE BLUE RIDGE REGIONAL JAIL AUTHORITY SERVICE AGREEMENT

THIS AMENDMENT TO THE Blue Ridge Regional Jail Authority Service Agreement made this 31st Day of October, 1994, by and among the COUNTY OF APPOMATTOX, VIRGINIA: THE COUNTY OF BEDFORD, VIRGINIA: THE CITY OF

BEDFORD, VIRGINIA: THE COUNTY OF CAMPBELL, VIRGINIA: THE CITY OF LYNCHBURG, VIRGINIA: and the BLUE RIDGE REGIONAL JAIL AUTHORITY.

WHEREAS, it was intended by the parties that a provision be included in the Service Agreement that in the event any jurisdiction needs to construct additional jail space in their Local Jail or in the Regional Jail, and that jurisdiction is willing to pay the entire design and capital costs for such additional construction, as well as any increased operating costs relative to such additional beds, the Member Jurisdictions and the Authority agree to allow that jurisdiction to proceed with such construction, and

WHEREAS, this provision was not included in the final version of the Service Agreement.

NOW THEREFORE, it is agreed by the parties that the Blue Ridge Regional Jail Authority Service Agreement shall be amended to add Section 3.5, which read as follows:

Section 3.5 Expansion Funded by One Member Jurisdiction.
In the event any Member Jurisdiction needs to add Prisoner beds in either their Local Jail or in the Regional Jail, and that jurisdiction is willing to pay the entire design and capital costs for such additional construction, as well as any increased operating costs relative to such additional beds, the Member Jurisdictions and the Authority agree to allow that jurisdiction to proceed with such construction. The Authority agrees to apply for state reimbursement for such capital and operating costs as may be permissible.

WHEREFORE, the parties evidence their agreement by the signatures below.

BLUE RIDGE REGIONAL JAIL AUTHORITY
BY: ______________________________

APPOMATTOX COUNTY
BY: ______________________

Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, Abstain; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Carwile stated for the record that he would abstain from voting on the resolution and amendment. His reason is due to the unknowns in the agreement forming the Authority and also, Section 15.1-262 requiring a public hearing.

Mr. Torrence next opened the floor for nominations for a member and alternate member to serve on the Regional Jail Authority.

Mrs. Beasley made a motion seconded by Mr. Paulette to appoint Aileen Ferguson, County Administrator as Appomattox County's representative on the Regional Jail Authority. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, abstain; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Beasley made a motion seconded by Mr. Moore to appoint Philip E. Paulette as the alternate member on the Regional Jail Authority. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, abstain; Mr. Moore, aye; and Mr. Paulette, aye.

Being no further business, Mrs. Beasley made a motion seconded by Mr. Paulette to adjourn.

Chairman

A joint public hearing of the Appomattox County Board of Supervisors, the Appomattox County Planning Commission and the Appomattox Board of Zoning Appeals was held on November 1, 1994 at 7:30 P.M. in the Courthouse, North Court Street, Courthouse Square, Appomattox, Virginia.

Present (Board of Supervisors):
  Mr. Russell H. Moore, Vice-Chairman - Piney Mountain District
  Mrs. Nina B. Beasley - Falling River District
  Mr. Frank H. Carwile - Wreck Island District

Absent (Board of Supervisors):
  Mr. Dennis W. Torrence - Appomattox River District
  Philip E. Paulette - Courthouse District

Present (Planning Commission):
  Al Sears
  Charles Smith
  Claude Allen Moore
  Russell Moore
  Debra Chernault
  Wayne Lewis
  Calvin Tanner

Absent (Planning Commission):
  R. W. Mitchell

Present (Board of Zoning Appeals):
  Bruce Drinkard
  James Cheatham

Absent (Board of Zoning Appeals):
  Elizabeth Edwards
  Matt Lair
  William Turner

Mr. Moore, Vice Chairman, called the meeting to order at 7:30 P.M., stated the purpose of the meeting was to receive comments on two petitions, and asked Mr. Caldwell, Clerk to the Planning Commission, to read the first petition.

Mr. Caldwell read petition number 94-228 of Mr. & Mrs. Jack H. Williams requesting a variance to paragraph 170-88 of the Appomattox County Zoning Ordinance, pretaining to minimum yard requirements. The property is located on Route 691 between Route 643 and Route 1047. The property is zoned R-1.

Mr. Moore asked if anyone wished to speak in favor of this petition.

The applicant spoke and stated his request.

Mr. Moore asked if anyone wished to speak against this petition.

Hearing no comments, Mr. Moore asked Mr. Caldwell to read the second petition.

Mr. Caldwell read petition number 94-229 of Roy and Margaret Whorley requesting a Conditional Use Permit to allow a mobile home in Village District and a variance for location of an accessory building. Property is located on Route 24 between Route 616 and Route 655. Property is zoned V-1.

Mr. Moore asked if anyone wished to speak in favor of this petition.

Hearing no comments, Mr. Moore asked if anyone wished to speak against this petition.

No one came forward and being no further petitions, Mr. Moore closed the meeting.

Russell H Moore
Vice-Chairman

The regular meeting of the Appomattox County Board of Supervisors was held November 7, 1994 at 7:00 P.M. in the Board of Supervisors meeting room, adjacent to the Circuit Court Clerk's Office, Courthouse Square, North Court Street, Appomattox, Virginia.

Present:
- Dennis W. Torrence, Chairman - Appomattox River District (arrived 7:03 P.M.)
- Nina B. Beasley - Falling River District
- Frank H. Carwile - Wreck Island District
- Russell H. Moore - Piney Mountain District
- Philip E. "Gus" Paulette - Courthouse District

Also Present:
- Aileen T. Ferguson - County Administrator
- Thomas W. Lawson - County Attorney

Mr. Moore, Vice-Chairman, presiding called the meeting to order at 7:00 P.M. and asked Mr. Carwile to give the invocation.

Mr. Torrence came in at 7:03 P.M. and assumed the conducting of the meeting.

Mr. Torrence called for additions or corrections to the agenda.

Mrs. Ferguson explained that Mr. Steve Conner would be appearing at 8:00 to discuss a zoning issue and that there were two (2) additional administration items for consideration.

Mrs. Ferguson also explained that Mr. Dennis Gragg was scheduled to appear at 7:45 P.M. instead of 7:35 P.M.

Mrs. Ferguson continued that Mrs. Carol Freihaut was unable to attend but has presented a letter to be read in her absence.

Mr. Torrence then asked for additions or corrections to the minutes.

Mr. Carwile stated that on page two of the October 3, 1994 meeting, the second paragraph from the bottom should state "July 1, 1995" instead of "January 1, 1994".

Mr. Carwile noted that he seemed to be missing the minutes of September 7, 1994 and September 22, 1994 and asked Mrs. Ferguson to look for these minutes.

Being no further corrections, Mr. Carwile made a motion seconded by Mrs. Beasley to approve the minutes of the regular meeting of October 3, 1994; the public meeting of October 25, 1994; special meeting of October 31, 1994; and the public hearing of November 1, 1994. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Torrence called Mr. Don Austin, Assistant Resident Engineer, Virginia Department of Transportation, to appear before the Board.

Mr. Austin began by requesting the Board adopt a resolution accepting Chestnut Drive into the Secondary Road System.

Mrs. Beasley made a motion seconded by Mr. Paulette to adopt the following resolution:

RESOLUTION

NOW THEREFORE, BE IT RESOLVED, that the Virginia Department of Transportation is hereby requested to add the street description below and on the attached additions Form SR-5 (A) to the Appomattox County Secondary Road System for maintenance the following subdivision road which has been constructed by the subdivider as a Class "A" subdivision in accordance with the requirements of Section 33.1-229, Code of Virginia and the Virginia Department of Transportation's Subdivision Street requirements, **TO WIT:**

Walton Place Subdivision:

Chestnut Drive -	Beginning at the intersection of Hickory Lane (Route 1051) and running Southwest .069 mi. to a dead end.
	Beginning at the intersection of Hickory Lane (Route 1051) and running Northeast .107 mi. to

dead end.

Total length - .176 miles

Right of Way - 50 feet

BE IT FURTHER RESOLVED, that this Board Guarantees a minimum unrestricted 50-foot right of way with additional widths as may be necessary for cuts, fills and drainage together with easements on adjacent properties.

Recorded in Plat Book 8, Pages 37 & 38, December 22, 1989.

VOTE: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye: and Mr. Paulette, aye.

Mr. Austin next asked for a resolution due to changes necessary due to 460 Bypass construction.

After discussion, Mr. Paulette made a motion seconded by Mr. Moore to adopt the following resolution:

RESOLUTION

WHEREAS, Route 460 Bypass, Project 7460-006-101, C501 from 1.225 mi. west Route 24 to 2.278 mi. east Route 24, a distance of 3.533 miles has been constructed and approved by the State Transportation Board, and

WHEREAS, construction of the Route 460 Bypass has caused certain sections of existing roads to follow new locations, as shown on the attached sketch titled, "Change in the Primary and Secondary System due to Relocation and Construction on Route 460, Project 7460-006-101-C501" and dated at Richmond, Virginia, March 10, 1994.

BE IT FURTHER RESOLVED, that the portion of Route 677, Section 12 as shown in black on the aforementioned sketch having a total length of 0.08 miles be and hereby discontinued from the Secondary System of State Highways pursuant to Section 33.1-150 of the Code of Virginia of 1950, as amended.

BE IT FURTHER RESOLVED, that the portion of Route 24, Section 7, as shown in green on the aforementioned sketch having a total length of 0.22 miles be and hereby transferred to the Secondary System of State Highways, pursuant to Section 33.1-35 of the Code of Virginia of 1950, as amended.

BE IT FURTHER RESOLVED, that the portion of Route 631, Section 24 as shown in orange on the aforementioned sketch, having a total length of 0.20 miles be and hereby added to the Secondary System of State Highways pursuant to Section 33.1-229 of the Code of Virginia, as amended.

BE IT FURTHER RESOLVED, that the portion of relocated Route 1010, Section 23 as shown in orange on the aforementioned sketch, having a total length of 0.37 miles be and hereby added to the Secondary System of State Highways pursuant to Section 33.1-229 of the Code of Virginia as amended.

BE IT FURTHER RESOLVED, that Section 22 as shown in orange on the aforementioned sketch, having a total length of 0.15 miles be and hereby added to the Secondary System of State Highways pursuant to Section 33.1-229 of the Code of Virginia of 1950, as amended.

BE IT FURTHER RESOLVED, that Sections 19 and 20, as shown in orange on the aforementioned sketch, having a total length of 0.17 miles be and hereby added to the Secondary Section of State Highways pursuant to Section 33.1-229 of the Code of Virginia of 1950, as amended.

BE IT FURTHER RESOLVED, that Section 21 as shown in red on the aforementioned sketch, having a total length of 0.04 miles be and hereby added to the Secondary System of State Highways pursuant to Section 33.1-229 of the Code of Virginia, as amended.

BE IT FURTHER RESOLVED, that the portion of Route 667, Section 11, as shown in purple on the aforementioned sketch having a total length of 0.18 miles be renumbered.

BE IT FURTHER RESOLVED, that the portion of Route 631, Section 18, as shown in purple on the aforementioned sketch having a total length of 0.10 miles be renumbered.

BE IT FURTHER RESOLVED, that the portion of Route 1010, Sections 16 and 16A, as shown in purple on the aforementioned sketch having a total length of 0.08 miles be renumbered.

BE IT FURTHER RESOLVED, that the portion of Route 460, Section 2A, as shown in light blue on the aforementioned sketch having a total length of 0.14 miles be transferred to the Frontage Road System.

BE IT FURTHER RESOLVED, that the portion of Route 631, Section 18A, as shown in blue on the aforementioned sketch, having a total length of 0.06 miles be abandoned as a public road pursuant to Section 33.1-155 of the Code of Virginia of 1950, as amended.

BE IT FURTHER RESOLVED, that the portion of Route 1010, Section 17, as shown in blue on the aforementioned sketch, having a total length of 0.05 miles be abandoned as a public road pursuant to Section 33.1-155 of the Code of Virginia of 1950, as amended.

BE IT FURTHER RESOLVED, that the portion of Route 1011, Section 14, as shown in blue on the aforementioned sketch having a total length of 0.08 miles be abandoned as a public road pursuant to Section 33.1-155 of the Code of Virginia of 1950, as amended.

BE IT FURTHER RESOLVED, that the portion of Route 1028, Section 13, as shown in blue on the aforementioned sketch having a total length of 0.04 miles be abandoned as a public road pursuant to Section 33.1-155 of the Code of Virginia of 1950, as amended.

BE IT FURTHER RESOLVED, that the portion of Route 656, Section 15, as shown in blue on the aforementioned sketch having a total length of 0.15 miles be abandoned as a public road pursuant to Section 33.1-155 of the Code of Virginia of 1950, as amended.

BE IT FURTHER RESOLVED, that the portion of Route 677, Sections 10 and 10A, as shown in blue on the aforementioned sketch have a total length of 0.07 miles be abandoned as a public road pursuant to Section 33.1-155 of the Code of Virginia of 1950, as amended.

BE IT FURTHER RESOLVED, that the portions of Route 131, Sections 8 and 9, as shown in brown on the aforementioned sketch having a total length of 0.06 miles be abandoned as a public road pursuant to Section 33.1-155 of the Code of Virginia of 1950, as amended.

BE IT FURTHER RESOLVED, that the portions of Route 26, Sections 5A and 5B, as shown in brown on the aforementioned sketch having a total length of 0.34 miles be abandoned as a public road pursuant to Section 33.1-155 of the Code of Virginia of 1950, as amended.

BE IT FURTHER RESOLVED, that the portions of Route 24, Sections 5 and 6, as shown in brown on the aforementioned sketch having a total length of 0.16 miles be abandoned as a public road pursuant to Section 33.1-155 of the Code of Virginia of 1950, as amended.

BE IT FURTHER RESOLVED, that the portions of Route 460, Sections 1, 2, 3, and 4, as shown in brown on the aforementioned sketch having a total length of 0.72 miles be abandoned as a public road pursuant to Section 33.1-155 of the Code of Virginia of 1950, as amended.

Vote: Mr. Torrence, aye; Mrs. Beasley, aye:, Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Torrence next asked Mr. Austin if he would check on a large hole at the intersection of Route 656 and Route 657 to see what could be done to correct this problem.

Mr. Carwile asked for information on pipe replacement on the East end of the 460 Bypass.

Mr. Austin explained that the pipe that was originally used was inadequate and had to be replaced.

Mr. Moore asked if something could be done to improve safety in the area of the shopping centers on Route 460.

Mr. Austin explained this is being checked into at the present time.

Mr. Torrence thanked Mr. Austin and asked Mrs. Ferguson to read the letter from Mrs. Freihaut.

Mrs. Ferguson read the following letter:
November 7, 1994

To Whom It May Concern:

First, I would like to apologize for not being able to make this request in person. I recently received a promotion from my employer, Social Security Administration. It is required that I attend a six week class from October 17, until December 7, which is being held at the Norfolk, Virginia District Office. Any time missed from the course could be detrimental since they are covering a vast amount of information in a short amount of time.

As far as my other family members: my mother-in-law, Delores Freihaut, is staying in Lynchburg with friends until our double-wide trailer is set up. My husband, Michael Freihaut, is required to stay at home in the evenings with our four daughters in my absence.

Therefore, we are requesting a transfer of Parcel "A" of 2.11 acres for Parcels "D" and "E" which consists of 1.23 acres and 0.88 acres respectively. This would lengthen the back of our property 80 some feet.

We are requesting this transfer of property to meet all legal county requirements for the addition of a new home on our property. The land we are offering to the county has state road frontage. It consists of a creek and mixed timber. The property we are requesting in trade consists of 2.11 acres of rocky, wooded hillside directly behind our property which has no other access.

I would again like to apologize for my absence. I would like to take this time to thank the Appomattox County Board of Supervisors for their time and considerations in this matter and would hope that this trade would benefit the County of Appomattox as well as our family.

Enclosed you will find two copies of the preliminary survey.

Respectfully yours,

Carol Ann Freihaut

Mrs. Ferguson explained that this is one of the parcels included in the public hearing for November 15, 1994.

Mr. Torrence next called Ms. Renee Maxey, CDI Director, to appear before the Board.

Ms. Maxey began by thanking the Board for allowing her time to speak with them concerning new regulations governing the CDI program.

Ms. Maxey presented the Board members with a copy of the CDI Annual Report and also a copy of new legislation concerning the CDI program. (on file in the November 7, 1994 Board file.)

Ms. Maxey reviewed the duties of the CDI program and asked if anyone had any questions.

After several questions, Mr. Torrence thanked and excused Ms. Maxey.

Mr. Torrence asked Mr. Dennis Gragg, Executive Director, Central Virginia Planning District Commission, to appear before the Board.

Mr. Gragg began by explaining that he requested time on the agenda to discuss the proposed AMTRAK Route Expansion. Mr. Gragg gave a brief explanation of the background of the AMTRAK route expansion and explained the requirements for getting a stop in Appomattox. Mr. Gragg continued by saying that Appomattox needed to be aware that this would have to be subsidized by Appomattox County.

Being nothing further for Mr. Gragg, Mr. Torrence thanked him for the information.

Mr. Torrence next recognized Mr. Steve Conner.

Mr. Conner began by explaining that he came before the Board representing R. S. B. Properties. Mr. Conner continued by explaining that the Planning Commission had reviewed a subdivision plan, New Hope Estates Subdivision, and recommended this property go to public hearing for rezoning from A-1 to R-1. Mr. Conner provided a copy of the plat and explained that the owner wished to leave this subdivision A-1 and had agreed to restrict the lots to no mobile homes except for lot number 8 which will be restricted 831.33 feet from route 24. Mr. Conner stated that all of the lots met the size requirements for A-1 and that he had worked with the County from the beginning to be sure that all of the proper channels had been followed.

Mrs. Ferguson gave background information concerning this subdivision and a brief explanation of why the Planning Commission is suggesting rezoning to R-1.

A lengthy discussion followed. After discussion, Mr. Carwile made a motion seconded by Mr. Paulette to leave New Hope Estates Subdivision, A-1 with the owner restricting lots 1-7 to no mobile homes and lot 8 to no mobile homes within 831.33 feet of Route 24. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Torrence next presented Planning Commission recommendations for petition number 94-229 of Roy and Margaret Whorley.

Mr. Paulette made a motion seconded by Mrs. Beasley to approve petition number 94-229 of Roy and Margaret Whorley for a Conditional Use Permit to allow mobile home in the Village Center District and Variance for location of accessory building. Property is located on Route 24 between Route 616 and Route 655. Property is zoned V-1. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Conner asked the Board if property was subdivided with lot sizes meeting the requirements for A-1 district could the County legally rezone this subdivision?

After discussion, Mr. Lawson was asked to review this matter and make a recommendation to the Board at a later meeting.

Mr. Torrence thanked and excused Mr. Conner.

Mr. Torrence asked if any Supervisor had items for discussion.

Mr. Torrence stated that he hoped that by the November 15, 1994 meeting we would have enough information to proceed with "super sites" in the Evergreen, Pamplin and Stonewall areas.

After a lengthy discussion, the Board by consensus, agreed to meet on November 8, 1994 at 1:00 P.M. at the container site on Route 648.

Mr. Torrence asked Mrs. Ferguson to present the Administrative Items for action.

Mrs. Ferguson presented the first administrative item which was a request from Sheriff Richardson for approval to proceed with a contract for electronic monitoring for certain offenders.

After review of the contract Mr. Paulette made a motion seconded by Mrs. Beasley to approve the contract for electronic monitoring. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson next explained to the Board that Mr. Roland Murphy's term on the Community Services Board expires December 31, 1994 and that Mr. Murphy is not interested in serving another term.

After discussion, Mr. Carwile made a motion seconded by Mr. Moore to appoint Mr. Edward Bushong to the Community Services Board for a term of three (3) years, ending December 31, 1998. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson provided information to the Board on insurance coverage on the large garbage containers.

After discussion, and by consensus of the Board, Mrs. Ferguson was requested to find out the amount of the deductible on this coverage, for the December 1994 meeting.

Mrs. Ferguson next requested a supplemental appropriation to replace funds used to notify citizens concerning the referendum.

Mrs. Beasley made a motion seconded by Mr. Moore to appropriate $1,197.96 to 1101-5401 for referendum expenses. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson next presented a request from Mr. Peterson, Solid Waste Administrator, for landfill bond appropriation for the month of November 1994.

After discussion, Mr. Carwile made a motion, seconded by Mrs. Beasley to appropriate $53,806.18 from the Landfill Bond Account for the month of November 1994 to cover the following expenses:

Moore's Machine Shop	$3,904.40
Hurt & Proffitt, Inc.	3,640.07
Appomattox Lime Plant (stone Oakville)	1,813.44
Caterpillar Lease	2,660.00
W. Frank Moore (Vera Site)	21,384.36
W. Frank Moore (Oakville)	20,403.91
TOTAL	$53,806.18

Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson requested an appropriation of $73.59 from the Courthouse Maintenance Fund for the month of November 1994.

Mrs. Beasley made a motion, seconded by Mr. Paulette to appropriate $73.59 for the month of November 1994 from the Courthouse Maintenance Fund. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

The next request for appropriation was from the School Board for the Athletic Complex.

Mr. Paulette made a motion seconded by Mrs. Beasley to appropriate $1,083.64 from the Athletic Complex Fund for the month of November 1994. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson presented the next item for consideration the Landfill Compliance Agreement (copy on file Board file November 1994)) with the Department of Environmental Quality on groundwater monitoring.

After a brief explanation of the background on this agreement, Mr. Carwile made a motion, seconded by Mr. Paulette to enter into the Landfill Compliance Agreement with the Department of Environmental Quality. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson presented a request for membership from the National Association of Counties at a cost of $265.00.

After discussion, the Board by consensus, decided not to pursue membership in the National Association of Counties at this time.

Mrs. Ferguson next presented information on a small claims court.

Mr. Lawson advised that this was unnecessary in Appomattox County. He continued by saying that we already handled a number of cases just as the Small Claims Court would.

After Mr. Lawson's comments, the Board by consensus, agreed that Appomattox County did not have a need for a small claims court, at this time.

Mrs. Ferguson next presented two (2) requests for convention and education expenses. One (1) request from Mr. Brian Armontrout, Librarian and one (1) request from Mr. Tommy Gobble, landfill employee.

Mrs. Beasley made a motion seconded by Mr. Moore to reimburse Mr. Brian Armontrout $421.86 for conference expenses. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Carwile made a motion seconded by Mr. Moore to approve a $100.00 application fee for landfill certification test for Mr. Tommy Gobble. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson next explained that McGuire, Woods, Battle & Boothe had written requesting the County join another coalition to negotiate alternatives to cleanup of contaminated property with Department of Environmental Quality.

By consensus, the Board decided not to participate in this coalition.

Mrs. Ferguson read a letter from Mr. Ollie Wright, inmate at the Appomattox Jail, requesting employment by the County.

The Board by consensus, requested Mrs. Ferguson put Mr. Wright's letter on file and explain that it will be kept in case of an opening in the future.

The next item on the agenda was the Holiday schedule for Thanksgiving and Christmas for County employees.

After discussion, Mrs. Beasley made a motion, seconded by Mr. Paulette to follow the Governor's holiday schedule, for County employees. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson next brought the Board of Supervisors attention to the applications for Community/School Coordinator and asked when the Board wished to conduct interviews.

The Board by consensus, agreed to conduct the interviews on November 15, 1994 at 8:00 P.M. at 15 minute intervals.

Mrs. Ferguson requested the Board of Supervisors adopt a policy on hanging portraits in County owned buildings.

After discussion, Mrs. Beasley made a motion seconded by Mr. Paulette to adopt the following policy:

POLICY ON PLACEMENT OF PORTRAITS

The Appomattox County Board of Supervisors, recognizing the importance of preserving our County history, has formed the following policy in reference to portraits donated to the County.

Portraits of local Judges will be displayed in the Circuit Courtroom.

Local, Federal and State Representatives portraits will be displayed in the Circuit Courtroom.

Local, Constitutional Officers portraits will be displayed in their respective offices.
Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson presented a request from Mr. Peterson to close two (2) container sites since the "super site" at Vera has been opened.

Mr. Paulette made a motion seconded by Mr. Moore to allow Mr. Peterson to close the container sites at Hollywood and Liberty Chapel. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson next presented appropriation requests from Sheriff Richardson and Mr. Peterson.

Mr. Carwile made a motion seconded by Mr. Paulette to approve a supplemental appropriation to Sheriff Richardson's budget of $272.75 to pay for rape test. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Carwile made a motion seconded by Mrs. Beasley to pay $105.00 for dues to the Solid Waste Association of North America for Mr. Peterson. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Paulette made a motion seconded by Mrs. Beasley to appropriate $42.91 from the Asset/Forfeiture Account for the month of November 1994. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Being no further business, Mr. Torrence, recessed the meeting until November 8, 1994 at 1:00 P.M. at the Container site at the intersection of route 460 and route 648.

Dennis W. Torrence
Chairman

A recessed meeting of the Appomattox County Board of Supervisors was held on November 8, 1994 at 1:00 P.M. at the container site at the intersection of route 460 and route 648, Spout Spring, Virginia.

Present:
Mr. Dennis W. Torrence, Chairman -Appomattox River District
Mrs. Nina B. Beasley - Falling River District
Mr. Frank H. Carwile - Wreck Island District
Mr. Russell H. Moore - Piney Mountain District
Mr. Philip "Gus" Paulette - Courthouse District

Also Present:
Mrs. Aileen T. Ferguson - County Administrator
Mr. Charlie Peterson - Solid Waste Administrator

Mr. Torrence called the meeting to order at 1:00 P.M. and stated the purpose of the meeting was to review this site for a possible "super site".

Mr. Peterson explained how he felt the "super site" could be designed utilizing the available space.

After a lengthy discussion, and by consensus of the Board of Supervisor's, Mrs. Ferguson was requested to contact the owner of the property to see if the County could obtain a parcel for a new "super site".

Being no further business, the meeting was recessed until November 15, 1994 at 7:30 P.M.

Chairman

A public hearing of the Appomattox County Board of Supervisors was held on November 15, 1994 at 7:30 P.M. in the Courthouse, Courthouse Square, North Court Street, Appomattox, Virginia.

Present (Board of Supervisors):
Mr. Dennis W. Torrence, Chairman - Appomattox River District
Mrs. Nina B. Beasley - Falling River District
Mr. Russell H. Moore - Piney Mountain District
Mr. Philip "Gus" Paulette - Courthouse District

Absent (Board of Supervisors):
Mr. Frank H. Carwile - Wreck Island District

Also Present:
Phyllis L. Smith - County Administrator's Office

Mr. Torrence called the meeting to order at 7:30 P.M. and explained the purpose of the meeting was to receive public comment on three (3) parcels of County owned property that the Board of Supervisors is considering disposing of.

Mr. Torrence then read into the record a letter to Transco as follows:

August 25, 1994

Transcontinental Gas Pipe Line Corporation
ATTN: Mr. Bradley L. Lushbaugh
Division Land Manager
Post Office Box 7707
Charlottesville, Virginia 22906

Dear Mr. Lushbaugh:

Appomattox County Board of Supervisors has recently come into possession of a parcel of property containing 17.97 acres that adjoins Transcontinental Gas Pipe Line Corporation Compressor Station No. 170 (as per attached plat).

The Board of Supervisors understands that Transco is interested in purchasing this parcel, and has agreed to sell this tract to Transco for thirty thousand dollars ($30,000.00).

I look forward to working with you on this matter.

Sincerely,

Aileen T. Ferguson
County Administrator

ATF/ps

Enclosure
cc: W. E. Jamerson

Mr. Torrence then read a description of the first parcel for comment.

> All that certain lot, tract or parcel of land lying and being in Southside Magisterial District of Appomattox County, Virginia and containing 17.97 acres, and described as "A" on a plat of survey made by William W. Dickerston, Jr., L.S., dated June 14, 1994, and a copy of said plat is attached to and recorded along with this Deed for a more complete and accurate description of the real estate herein conveyed.

Mr. Torrence then called for comments of the disposition of this parcel.

Hearing no comments, Mr. Torrence noted the second parcel of 2.11 acres located on Route 627. Mr. Torrence explained that Michael, Carol A and Delores B. Freihaut were requesting the County convey two (2) parcels, parcel "D" containing 1.23 acres and parcel "E" containing 0.88 acres, to the Freihauts in exchange for parcel "A" containing 2.11 acres. This transfer is necessary due to the Freihaut's well being placed on County property in error. (Preliminary plat on file in the November 1994 Board file).

Mr. Torrence called for comments on the 2.11 acre transfer.

Hearing none, Mr. Torrence proceeded with the third parcel for comment.

Mr. Torrence read the description of the third parcel as follows:

> All of that certain tract or parcel of land, lying and being in the Town of Appomattox and in the Southside Magisterial District of Appomattox County, Virginia, being a portion of the old Lula Jones Hunter Estate, and further being shown on a plat of survey by Carroll Gillispie, C.L.S., dated July 3, 1968 and Sept. 6, 1968 and revised February 25, 1969, recorded with this deed and made a part hereof and shown on the said plat as Lot No. 2, containing 0.52 acre, more or less, located and adjoining the Southwest corner of the Appomattox County Courthouse Square lot, and further being South of Morton Lane and West of Court Street in the Town of Appomattox. Reference is hereby made to the said plat for a more full and accurate description of the real estate herein conveyed and the metes and bounds description on the said plat is incorporated into this deed by reference as if set out herein.

Mr. Torrence called for comments concerning the disposal of this property.

Hearing none, Mr. Torrence, closed the public hearing and recessed to a meeting immediately following the public hearing.

Chairman

A recessed meeting of the Appomattox County Board of Supervisors was held on November 15, 1994, immediately following the public hearing, in the Courthouse, Courthouse Square, North Court Street, Appomattox, Virginia.

Present:
Mr. Dennis W. Torrence, Chairman - Appomattox River District
Mrs. Nina B. Beasley - Falling River District
Mr. Russell H. Moore - Piney Mountain District
Mr. Philip E. "Gus" Paulette - Courthouse District

Absent:
Mr. Frank H. Carwile - Wreck Island District

Also Present:
Phyllis L. Smith - County Administator's Office

Mr. Torrence reconvened the meeting and asked if the Board wished to take action on any of the properties discussed in the public hearing.

Mr. Paulette made a motion seconded by Mrs. Beasley to transfer two (2) parcels of property, parcel "D" containing 1.23 acres and parcel "E" containing 0.88 acres to Michael, Carol A. & Delores B. Freihaut in exchange for parcel "A" containing 2.11 acres, as shown on preliminary plat of Acres Land Surveying & Planning dated September 19, 1994. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Torrence next presented a sketch for the new proposed "super site", on Route 648, for the Board's review.

After discussion, Mr. Moore made a motion seconded by Mr. Paulette to proceed with the "super site" on Route 648, as proposed, if the land is donated to the County. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Being no further business the recessed meeting was adjourned.

Chairman

A joint public hearing of the Appomattox County Board of Supervisors and the Appomattox County Planning Commission was held on December 5, 1994 at 6:30 P.M. at the Courthouse, Courthouse Square, North Court Street, Appomattox, VA.

Present (Board of Supervisors):
Dennis W. Torrence, Chairman - Appomattox River District
Nina B. Beasley - Falling River District
Frank H. Carwile - Wreck Island District
Russell H. Moore - Piney Mountain District
Philip E. "Gus" Paulette - Courthouse District

Present (Planning Commission):
Al Sears
Wayne Lewis
Russell Moore
Charles Smith

Absent (Planning Commission):
Debra Chernault
R. W. Mitchell
Calvin Tanner
Claude A. Moore

Also Present:
Aileen T. Ferguson - County Administrator
W. M. Caldwell, Jr. - Clerk, Planning Commission

Mr. Torrence called the meeting to order at 6:40 P.M. and explained the purpose of the hearing was to receive public comment on two (2) zoning petitions.

Mr. Torrence then asked Mr. Caldwell, Clerk to the Planning Commission, to read the first petition.

Mr. Caldwell read petition number 94-230 of Ronald E. Franklin for Conditional Use Permit to allow installation of two mobile homes. Property is located on Route T-1111 between Route T-1103 and Route T-1112. Property is zoned V-1.

Mr. Torrence asked Mr. Franklin if he wished to make a statement concerning his request.

Mr. Franklin rose, stated his address as Pamplin and gave a brief description of the location of his property. Mr. Franklin stated that the reason for the second mobile home to be placed on the property was so that someone could help care for a neighbor.

Mr. Torrence asked if anyone else wished to comment on this petition.

Hearing no one, Mr. Torrence asked Mr. Caldwell to read the second petition.

Mr. Caldwell read petition number 94-231 of Robert T. Card, Jr. for a Conditional Use Permit for Beauty Shop in existing structure. Building is located on Route 460 between Route 620 and Route 633. Property is zoned A-1.

Mr. Torrence called for comments on petition 94-231.

Hearing none, and being no further petitions, Mr. Torrence closed the public hearing at 6:49 P.M.

Chairman

The regular meeting of the Appomattox County Board of Supervisors was held on December 5, 1994 at 7:00 P.M., at the Courthouse, Courthouse Square, North Court Street, Appomattox, VA.

Present:
Dennis W. Torrence, Chairman - Appomattox River District
Nina B. Beasley - Falling River District

Frank H. Carwile - Wreck Island District
Russell H. Moore - Piney Mountain District
Philip E. Paulette - Courthouse District

Also Present:
Aileen T. Ferguson, County Administrator
Thomas W. Lawson, County Attorney

Mr. Torrence called the meeting to order at 7:05 P.M. and asked Supervisor Paulette to give the invocation.

Mr. Torrence then asked for additions or corrections to the minutes.

Mr. Moore stated that the minutes of November 7, 1994 should have the meeting time corrected to read 7:00 P.M. and also on page 9 "Mrs. Lawson" should be "Mr. Lawson".

Being no further corrections, Mr. Moore made a motion seconded by Mr. Carwile to approve the minutes of the regular meeting of November 7, 1994; the recessed meeting of November 8, 1994 and November 15, 1994 and the public hearing of November 15, 1994. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Torrence then called on Ms. Sandra Lindsay, Resident Engineer, Virginia Department of Transportation to appear before the Board.

Discussion followed with the Board of Supervisors members expressing their concern that the crossover at Harris Teeter is unsafe and they wish for Virginia Department of Transportation to do whatever necessary to increase safety in this area.

Mrs. Beasley made a motion for Mrs. Ferguson to write a letter requesting Virginia Department of Transportation do a traffic signal study for the Harris Teeter area.

The motion died for lack of a second.

After a lengthy discussion, it was decided that shortening the crossover may help solve some of the safety problem.

Mr. Torrence questioned Ms. Lindsay on a problem on Route 656.

Ms. Lindsay stated that she would check on this and report to the Board at the January meeting.

Being nothing further for Ms. Lindsay, Mr. Torrence thanked and excused her.

Mr. Torrence next asked the Honorable Watkins Abbitt, Jr. to appear before the Board.

Mr. Abbitt began by stating that this was his annual appearance with the Board to see what concerns they had for the 1995 Legislative

Session. Mr. Abbitt continued by stating that he received a letter from Mrs. Ferguson stating several things that the Board wished for him to support and he was following through with these issues.

A lengthy discussion followed with the Board of Supervisors expressing concern over various issues.

Mr. Torrence thanked Mr. Abbitt for his time and offered the Board's assistance at any time, if needed.

Mr. Torrence next asked if any supervisor had concerns for the Board.

Mr. Carwile stated that he felt that the Board of Supervisors should have a representative visit with Town Council, of Appomattox, to bring them up to date on the Regional Jail plan.

Mrs. Ferguson offered to visit Councils for the Towns of Pamplin and Appomattox, to bring them up to date on the Regional Jail plans.

Mr. Torrence stated that he had drafted two (2) letters for the other Board members review and would like to have finalized for the January 1995 meeting.

Mr. Torrence then asked Mr. Moore if he would present the Planning Commission recommendations from the public hearing.

Mr. Moore stated that the Planning Commission recommended approving a Conditional Zoning Permit for Mr. Robert T. Card, Jr., petition #94-231 for a Beauty Shop in an existing structure.

Mr. Moore made a motion seconded by Mr. Paulette to accept the Planning Commission recommendation on petition #94-231 of Mr. Robert T. Card, Jr. for a Conditional Zoning permit for a beauty shop in an existing structure. Building is located on Route 460 between Route 620 and Route 633. Property is zoned A-1. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson presented appropriation request from the following departments:

Board of Supervisors	$ 3,887.03
Landfill Bond	257,994.39
Sheriff's Department	8,330.00
General District Court	200.00
Asset/Forfeiture Account	1,393.89

Mrs. Beasley made a motion seconded by Mr. Moore to appropriate $3,887.03 to the Board of Supervisors' budget due to insurance reimbursement for lightening damage. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Paulette made a motion seconded by Mrs. Beasley to appropriate $257,994.39 from the Landfill Bond Account for the following:

Caterpillar Financial Services Corp. 12/94 - 6/95	$ 18,620.00

Appomattox Lime Co.	3,906.76
Crestar Bank	218,946.25
Caterpillar Financial Services Corp. (pay on principal)	16,521.38
	$257,994.39

Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Carwile made a motion seconded by Mr. Paulette to appropriate $8,300.00 to Sheriff's budget for additional cost of new vehicles. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Beasley made a motion seconded by Mr. Paulette to appropriate $200.00 to General District Court budget for replacing drum on copy machine. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Paulette made a motion seconded by Mr. Moore to appropriate $1,393.89 from the Asset/Forfeiture Account for the month of December, 1994. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson next explained that the Chamber of Commerce has presented Mr. Clayton Haworth for appointment to the Central Piedmont Private Industry Council and requested a letter of endorsement from the Board of Supervisors.

After discussion, the Board by consensus, requested that Mrs. Ferguson write a letter endorsing Mr. Haworth's appointment to the Central Piedmont Private Industry Council.

Mrs. Ferguson then presented a request from the Virginia Cooperative Extension Council for a resolution to the Governor, supporting restoration for extension's full budget request for 1995-96.

Mrs. Beasley made a motion seconded by Mr. Moore to adopt the following resolution:

RESOLUTION

WHEREAS, Virginia Cooperative Extension is a joint program of the federal, state and local governments in cooperation with Virginia Tech and Virginia State Universities.

WHEREAS, Virginia Cooperative Extension contributes significantly to the quality of life and economic development of the Commonwealth of Virginia.

WHEREAS, the educational programs and services of Virginia Cooperative Extension are available to every resident of the Commonwealth without regard to socio-economic status, race, age or any other consideration.

WHEREAS, a 1992 study conducted by the Virginia Department of Planning and Budgeting cited Virginia Cooperative Extension as a major player in prevention and early intervention programs.

WHEREAS, the programs and services of Virginia Cooperative Extension are delivered to residents via local agents and volunteers.

WHEREAS, since 1989, Virginia Cooperative Extension has lost 60 extension agents statewide.

WHEREAS, Virginia Tech's 1995 budget amendment request represents a restoration of funding to the levels necessary to allow existing programs to continue.

WHEREAS, if this funding is not restored, an additional 45 Extension positions will be lost, and 29 in the Agriculture Experiment Station.

AND WHEREAS, Virginia Cooperative Extension and Research have suffered a 22 percent General Fund reduction since 1990.

THEREFORE, be it resolved that the Virginia Cooperative Extension Advisory Committee and the newly created Virginia Cooperative Extension Council do hereby formally endorse Virginia Tech's 1995 Budget Amendment request of $2,898.00, with $1,500.000 for Cooperative Extension and $1,398,000 for the Experiment Station.

BE IT FURTHER RESOLVED that the Virginia State University's General Fund support for Cooperative Extension be maintained at current levels.

AND BE IT FINALLY RESOLVED that the Virginia Cooperative Advisory Committee and the Virginia Cooperative Extension Council encourage local Extension Leadership Councils to disseminate and promote the intent of this resolution to appropriate state and local officials.

Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson next presented a request from Mr. Dan Sleeper, County Administrator, Halifax County, requesting a resolution agreeing to become part of a Legislative Consortium.

After discussion, the Board by consensus asked Mrs. Ferguson to contact Mr. Sleeper to see which Counties had agreed to participate and what financial commitment would be required.

Mrs. Beasley then made a motion seconded by Mr. Moore to adopt the following resolution:

RESOLUTION

SOUTHSIDE LEGISLATIVE CONSORTIUM

WHEREAS, The political boundaries of the Commonwealth of Virginia have been shifting in recent years such that greater control is concentrated in the Northern Virginia and Tidewater Regions of the State and the Southside Rural and Urban areas find themselves in major competition for precious State dollars; and

WHEREAS, Needed transportation funds and corridor improvements require joint efforts of multiple jurisdictions to insure adequate funding; and

WHEREAS, There appears to be a continued effort at the State level for the consolidation of various State and quasi-state organizations into regional service areas; and

WHEREAS, The development of these service areas tend to combine larger areas of Southside Virginia creating new service problems for those regions; and

WHEREAS, Southside Virginia shows an identity in numerous areas in both economic development, transportation, finance, and tax base within a united effort would be beneficial for all participants for the Southside region.

THEN, BE IT HEREBY, RESOLVED: That the Board of Supervisors of Appomattox County hereby agree to participate in the Southside Legislative Consortium and provide necessary political and administrative support during the upcoming General Assembly for those programs of benefit and interest to Southside, Virginia; and

BE IT HEREBY FURTHER RESOLVED: The Board of Supervisors of Appomattox County agree that there is a need for a unified lobbying effort to insure that the interests of Southside Virginia are presented and protected during the General Assembly Session and that a proposal should be drafted and submitted to the participating jurisdictions including estimated costs of the unifying lobbying effort for the 1995 General Assembly Session.

Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson next brought before the Board the recent survey of the County property on Route 608 at Stonewall Voting Precinct. Mrs. Ferguson explained that she had met with Mrs. Martin and Mr. Thompson, present owners of the property adjoining County lot, and requested an exchange of back property for a fifty (50) foot strip to Route 608. Mrs. Ferguson continued by explaining that Mr. Thompson preferred the County exchange their parcel for a parcel on the opposite side of the road from the present site.

After a lengthy discussion, and by consensus, the Board of Supervisors requested Mrs. Ferguson write Mr. Thompson and Mrs. Martin and propose the following options:

Option #1 - Exchange the 3.90 acres, presently in the middle of your field, for 3.90 acres directly in front of this parcel, fronting on Route 608, to include the existing voting precinct building;

Option #2 - The Board would like to have a deed of easement drawn up, extending the present 30' right-of-way to Route 608. This right-of-way and the portion of County property used for container site and voting precinct will be fenced;

Option #3 - Deed to the County the right-of-way on the existing road being used at a width of 30', County will deed to you its existing 30' right-of-way to church lot. The right-of-way and the portion of County property used for container site and voting precinct will be fenced.

Mrs. Ferguson next gave the Board a report on the proposed "super site" located on Route 648.

After discussion, and by consensus of the Board of Supervisors, Mrs. Ferguson was requested to write a letter to Norfolk Southern Railroad requesting easement to cross their property to gain access to proposed container site.

Next, Mrs. Ferguson explained that Dr. Thomas, Superintendent of Schools, had asked for direction from the Board of Supervisors concerning the Middle School Renovation Project.

After discussion, Mr. Paulette made a motion seconded by Mr. Carwile to have the School Board proceed with renovation of the Middle School in the amount of 3 1/4 million dollars plus the $300,000.00 that has already been approved, with first debt service payment to be made no sooner than July 1, 1996. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

The Board of Supervisors also requested that Mrs. Ferguson direct Dr. Thomas to apply for a Litrary Loan to finance the Middle School Renovation project.

Mrs. Ferguson next presented a request from Monte Mays, Commissioner of Revenue, for the Board to pay $150.00 for Sara R. Wooten's Revenue Certification Fee.

Mrs. Beasley made a motion seconded by Mr. Moore to pay $150.00 from 1101-5504 for Sara Wooten's Revenue Certification Fee. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson brought information on insurance coverage for large waste containers to the Board for approval. She explained that there was a $250.00 deductible on the $244.00 premium.

After discussion, Mrs. Beasley made a motion seconded by Mr. Paulette to extend insurance coverage to include the large garbage bins. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson next reminded the Board that a meeting with Town Council to discuss the industrial site had tentatively been set for December, 1994. After discussing the date for this meeting with Mayor Spiggle, he suggested that we have our joint meeting in January 1995.

After discussion, it was agreed that a January 1995 meeting with the Town would be agreeable.

Mrs. Ferguson presented a request from the School Board for an appropriation from the Athletic Fund for the month of December, 1994.

Mr. Moore made a motion seconded by Mrs. Beasley to appropriate $1,769.32 from the Athletic Complex Fund for the month of December 1994. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson next presented a request from Mr. Peterson, Solid Waste Administrator, for an appropriation to cover fire damage to one of the large containers.

Mr. Paulette made a motion seconded by Mrs. Beasley to appropriate $1119.75 to 4203-3004 for repairs to a damaged container. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson requested a line item transfer to cover automobile insurance for Social Services.

Mrs. Beasley made a motion seconded by Mr. Moore to approve line item transfer of $2,465.00 from 1101-2005 to 5301-5305. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

The next item on the agenda was a request from Central Virginia Community Services Board for a resolution of support for their twenty-five (25) years of service.

Mr. Moore made a motion seconded by Mrs. Beasley to adopt the following resolution:

RESOLUTION

WHEREAS, Central Virginia Community Services has provided mental health, mental retardation, substance abuse and prevention services to the citizens of Appomattox County over the course of the past 25 years; and

WHEREAS, during these 25 years, a significant number of Appomattox County citizens have served as volunteers on the Board of Directors of Central Virginia Community Services, and, by their generous contributions to the work of the agency, have helped disabled citizens lead more independent and productive lives; and

WHEREAS, thousands of Appomattox County citizens have improved the quality of their lives because they received professional services from staff of Central Virginia Community Services; and

WHEREAS, the Appomattox County Board of Supervisors recognizes the need to provide appropriate mental health, mental retardation and substance abuse services to the growing number of people with disabilities in our county; and

WHEREAS, the Appomattox County Board of Supervisors has provided funding for Central Virginia Community Services during the 25 year period of its existence; and

WHEREAS, the citizens of Appomattox County are grateful for the services of the Board and staff of Central Virginia Community Services;

THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Appomattox County commends the Board of Directors and staff of Central Virginia Community Services for the dedication and service shown toward citizens of Appomattox County over the past 25 years; and

BE IT FURTHER RESOLVED, that the Board of Supervisors extends its congratulations and support to the Board of Directors and staff of Central Virginia Community Services as it begins a new quarter century of service to the citizens of Appomattox County.

Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mrs. Ferguson presented a request from the Appomattox Volunteer Fire Department for use of the room that previously housed the DMV office.

After discussion, no action was taken.

Mrs. Ferguson next presented a request from Spout Spring Ruritan Club for renewal of their Bingo Permit.

Mr. Paulette made a motion seconded by Mr. Moore to approve Bingo Permit for Spout Spring Ruritan Club for 1995. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

Mr. Moore made a motion seconded by Mr. Paulette to enter into executive session at 10:15 P.M. to discuss legal and personnel matters. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Paulette, aye.

On a motion by Mr. Paulette seconded by Mr. Moore, it was resolved the Board of Supervisors return to regular session at 10:45 P.M. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

On a motion by Mr. Paulette seconded by Mr. Moore the following resolution was adopted:

WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification motion applies, and (ii) only such executive matters were heard; discussed or considered by the Appomattox County Board of Supervisors.

Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Paulette, aye.

At 10:46 P.M. Mrs. Beasley made a motion seconded by Mr. Paulette to adjourn.

Chairman

The regularly scheduled monthly meeting of the Appomattox County Board of Supervisors was held in the main Courtroom, Courthouse, Courthouse Square, Appomattox, Va, Tuesday, January 3, 1995.

Present:
Nina B. Beasley - Falling River District
Frank H. Carwile - Wreck Island District
Russell H. Moore - Piney Mountain District
Philip E. Paulette - Courthouse District
Dennis W. Torrence - Appomattox River District

Also Present:
Aileen T. Ferguson - County Administrator
Thomas W. Lawson - County Attorney

This being the Annual Organization Meeting, the County Administrator called the meeting to order at 7:00 P.M. The invocation was given by Supervisor Moore and nominations for Chairman of the Board for 1995 were requested. Mrs. Beasley nominated Mr. Paulette as Chairman of the Appomattox County Board of Supervisors for 1995. Mr. Carwile seconded the nomination. Vote: Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye. Mr. Paulette abstained.

After the vote, Mr. Paulette thanked the Board for their confidence and asked for nominations for Vice Chairman.

Mrs. Beasley nominated Mr. Moore for Vice-Chairman of the Appomattox County Board of Supervisors for 1995. Mr. Carwile seconded the nomination. Vote: Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Paulette, aye; and Mr. Torrence, aye. Mr. Moore abstained.

Mr. Paulette asked the Board to consider by-laws and rules of order.

Mr. Torrence made a motion seconded by Mr. Moore to adopt Roberts Rules of Order Simplified. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette next asked for suggestions for meeting dates, time and place for 1995.

After discussion, Mr. Torrence made a notion seconded by Mrs. Beasley to set the regular meeting for the first Monday in each month, with the 3rd Monday reserved for zoning public hearings or additional meetings as necessary; and the meetings will be held in the School Board Office Conference Room. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette next asked if anyone had special instructions for the County Administrator.

Mr. Torrence requested that an office be made available to the Chairman or Vice Chairman to sign checks.

Mr. Paulette called for additions or corrections to the minutes.

Mrs. Ferguson pointed out a typographical error in the December 5, 1994 minutes page 6. The minutes should be changed to reflect a July 1, 1996 date for 1st debt service payment on 3 1/4 million dollars for middle school renovation.

Mr. Paulette called for any other corrections. Hearing none, Mr. Paulette stated that the minutes of the public hearing of December 5, 1994 and the regular meeting of December 5, 1994 stand approved as submitted.

Mr. Paulette then called Ms. Sandra Lindsay, Resident Engineer, Virginia Department of Transportation to appear before the Board.

Mrs. Ferguson explained that Ms. Lindsay had notified her that she would be unable to attend the meeting and if anyone had matters for her attention Mrs. Ferguson could relay them to her.

Mrs. Beasley asked if anything was being done concerning a traffic light at the Shoppes of Appomattox.

Mrs. Ferguson explained that she had information concerning this for later in the meeting.

Mr. Paulette recognized Mrs. Janet Belter, Treasurer.

Mrs. Belter began by stating that there were enough funds available to transfer the budgeted money into the Capitol Improvement Account.

Mrs. Beasley made a motion seconded by Mr. Moore to transfer $200,000.00 into the Capitol Improvement Fund. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Belter next explained that there was approximately $80.00 in interest left in the Landfill Bond Account. Mrs. Belter requested permission to transfer this balance into the General Revenue Fund.

Mr. Torrence made a motion seconded by Mrs. Beasley to transfer the balance remaining in the Landfill Bond Account, approximately $80.00 in interest, into the General Fund. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mrs. Moore, aye; and Mr. Torrence, aye.

Mrs. Belter next handed out copies of the financial statement to each Board member. After discussion being nothing further for Mrs. Belter, Mr. Paulette thanked and excused her.

Mr. Paulette next called Mr. Robert Bradner and Judge Harry Lawson to appear before the Board.

Mr. Bradner introduced himself and explained that he was the Director of the Court Service Unit in Appomattox County. Mr. Bradner continued by explaining that his purpose for attending the Board meeting was to explain some problems that they are having with juvenile detention.

Mr. Bradner and Judge Lawson gave a very informative explanation of the juvenile detention system and the problems faced due to a lack of detention space.

Mr. Bradner then explained that a study was being done concerning detention needs in our area and he would like to request the Board of Supervisors participate in this study at a cost of $900.00.

After discussion, Mr. Torrence made a motion seconded by Mr. Carwile to appropriate $900.00 to pay for a needs assessment for juvenile detention. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Being nothing further for Mr. Bradner and Judge Lawson, Mr. Paulette thanked them for the juvenile detention information.

Mr. Paulette next asked if any Supervisor had a concern for discussion?

Mr. Carwile questioned the status of the Audit report.

Mrs. Ferguson explained that she had prepared corrections for Montoro and Associates. The Board should have a final copy by the February 1995 meeting.

Mr. Torrence asked if the other Supervisors had any problems with the draft letter for the Actions Committee.

Mr. Carwile stated that he had no problem with thanking the committee, but he felt that one letter written to the Chairman was all that would be necessary.

Mr. Torrence stated he felt individual members should be sent these letters.

Mr. Torrence made a motion that a letter be sent to the Actions Committee, using the list of members presented to us by the Chairman of the Committee, thanking them for all their work.

The motion died for lack of a second.

Mr. Moore made a motion seconded by Mrs. Beasley to write a letter to the Chairman of the Actions Committee thanking the Committee for their work on the Athletic Complex and asking the Chairman to see that all members be made aware of this. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Torrence suggested that Mrs. Ferguson compose another letter to the Actions Committee since the original draft would not be appropriate.

Mr. Carwile made a motion seconded by Mrs. Beasley to approve the draft letter to Mrs. Ferguson, County Administrator, commending her for a job well done. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette next brought to the Board's attention a letter from Mrs. Karen Phelps in reference to erecting a fence behind dumpsters at the Oakville School site.

Mr. Moore explained that the wire fence has been extended down past the dumpsters. Mr. Moore also stated that he felt planting two rows of white pines would help alleviate the problem by creating a shield from site as well as a noise barrier.

Mr. Moore also requested that a light be installed at the Oakville site and a short protective fence be placed at the ends of the dump area to avoid someone falling.

After a lengthy discussion, Mr. Torrence made a motion seconded by Mr. Carwile to provide one (1) dusk to dawn light at each of the ten (10) super sites. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette next reminded Mrs. Ferguson to instruct the Solid Waste Administrator to install fence for protection at dump area, to plant several rows of white pines at the Oakville site for barrier and also install one (1) dusk to dawn light at each super site.

Mr. Paulette reminded Mrs. Ferguson to write Mrs. Phelps and explain Board action concerning her request.

The next item on the agenda was a request for a resolution of support for proposed legislation which would enable authorities to contract with other authorities so that all Virginia localities can maximize the alternatives to meet public service needs.

After discussion, Mr. Torrence made a motion seconded by Mr. Carwile to adopt the following resolution:

RESOLUTION

BE IT RESOLVED, that the Board of Supervisors of Appomattox County, Virginia hereby requests that Section 15.1-124(e) of the Virginia Water and Sewer Authorities Act, Chapter 28, Title 15.1 of the Code of Virginia of 1950, as amended, which reads as follows:

> (e) The Term "political subdivision" shall mean a county or municipality and any institution or commission of the Commonwealth of Virginia

shall be amended to read as follows:

> (e) The term "political subdivision" shall mean a county, authority or municipality and any institution or commission of the Commonwealth of Virginia.

Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Mr. Paulette next informed the Board that the Annual VACo/VML Legislative Day is February 9, 1995 and the cost would be $30.00 per person. Mr. Paulette asked if anyone wished to attend.

After discussion, it was agreed that all Board of Supervisors members and the County Administrator would attend the 1995 VACo/VML Legislative Day.

Mr. Paulette asked Mrs. Ferguson to explained the Emergency Services Director appointment.

Mrs. Ferguson explained that the Emergency Services Plan calls for the Chairman of the Board of Supervisors to serve as Director of Emergency Services for the County.

Mr. Carwile made a motion seconded by Mrs. Beasley to appoint Mr. Paulette as Emergency Services Director for 1995. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette presented a letter from Roanoke River Basin Association requesting funding to fight the proposed Lake Gaston Pipeline.

After discussion, no action was taken.

Mr. Paulette also presented a request for the County to join the Virginia Institute of Government.

Discussion followed, no action was taken.

Mrs. Ferguson next explained that the Board of Assessors was unable to meet with the Board at this meeting and would like to reschedule for January 9, 1995 at 7:00 P.M.

After discussion, and by consensus, the Board of Supervisors agreed to meet with the Board of Assessors on January 9, 1995 at 7:00 P.M. in the Courthouse.

Mrs. Ferguson presented a request from Sheriff Richardson for an appropriation from the Asset/Forfeiture Account.

Mr. Torrence made a motion seconded by Mrs. Beasley to appropriate $113.63 from the Asset/Forfeiture Account. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Ferguson presented a request from Mr. Peterson, Solid Waste Administrator, for an appropriation to pay for repairs to the Compactor.

After discussion, the Board by consensus, agreed for Mr. Peterson and Mr. Lawson, County Attorney, to review this matter and see if the County is liable for this work.

Mr. Paulette next explained that Mr. Tommy Gobble needed additional approval for $225.00 in order to take the Landfill Operator Certification Exam.

Mr. Carwile made a motion seconded by Mrs. Beasley to approve an additional $225.00 from 1101-5504 for Mr. Gobble's Landfill Operator's Certification Exam. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Ferguson next pointed out several areas of concern in the Governor's proposed budget.

Mr. Torrence made a motion seconded by Mrs. Beasley to enter into executive session at 9:27 P.M. to discuss legal and personnel matters. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

On a motion by Mr. Carwile seconded by Mr. Moore, it was resolved the Board of Supervisors return to regular session at 10:09 P.M. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

On a motion by Mr. Carwile seconded by Mr. Moore the following resolution was adopted:

WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification motion applies, and (ii) only such executive matters were heard; discussed or considered by the Appomattox County Board of Supervisors.
Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Torrence made a motion seconded by Mr. Carwile that the County purchase, for future County use, 1.86 acres of property located on Court Street, in the Town of Appomattox, across from the Memorial United Methodist Church, adjacent to the School Board Administration Office, for $100,000.00 payable over a four (4) year term, with an interest rate of 6%, with the first payment being made January 15, 1995, with supplement payments being made on January 15, of the following years. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Carwile made a motion seconded by Mrs. Beasley to adjourn until January 9, 1995 at 7:00 P.M. in the Jury Room of the Courthouse. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Philip E. Paulette
Chairman

A recessed meeting of the Appomattox County Board of Supervisors was held on January 9, 1995 at 7:00 P.M. in the Courthouse, Courthouse Square, North Court Street, Appomattox, Va.

Present:
Mr. Philip E. Paulette, Chairman - Courthouse District
Mrs. Nina B. Beasley - Falling River District
Mr. Frank H. Carwile - Wreck Island District
Mr. Russell H. Moore - Piney Mountain District
Mr. Dennis W. Torrence - Appomattox River District

Also Present:
Mr. Henry Richardson, Board of Assessors
Mr. William Hunter, Board of Assessors
Mr. Manley Ferguson, Board of Assessors
Mr. Frank Stacey , Assessor
Mrs. Aileen T. Ferguson, County Administrator

Mr. Paulette called the meeting to order at 7:00 P.M. and asked Mrs. Ferguson to review the background for meeting with the Board of Assessors and Mr. Stacey.

Mrs. Ferguson explained that the general reassessment field work is nearly complete and the Board of Assessors are preparing to mail the notices showing the changes in the assessed value of property. Mrs. Ferguson continued by explaining that some of the Supervisors had questions pertaining to the reassessment.

Mr. Torrence explained that he was interested in knowing the schedule for mailing out the notices and also for holding the hearings with the citizens.

Mr. Stacey reviewed the work schedule with the Board and the procedure to be followed concerning hearing citizen concerns. Mr. Stacey explained that the hearings probably would not start for approximately six (6) weeks.

The Board of Assessors provided information concerning reassessments done in other areas and tax rates for other counties close to us.

After a lengthy discussion and review of several examples of the 1990 reassessment versus the 1996 reassessment, the Board of Supervisors thanked the Board of Assessors for their insight into the present reassessment.

Mr. Stacey asked the Board of Supervisors for the balance on his fee except for a 10% retainer. He explained that since the field work has been done, this represents the majority of his work.

Mr. Paulette explained that the Board would review the budget prior to making a decision on Mr. Stacey's payment and the County Administrator would notify Mr. Stacey of Board action.

Mr. Paulette next recognized Mr. Charlie Peterson, Solid Waste Administrator.

Mr. Peterson began by explaining that he had several items that he needed to discuss with the Board of Supervisors.

Mr. Peterson continued by explaining that he has been the County's representative on a Regional Waste Tire Committee sponsored by Central Virginia Planning District Commission.

Mr. Peterson provided a very informative explanation of the Waste Tire Program providing details on all aspects of the program.

Mr. Peterson then answered questions on the program and explained that he would keep the Board of Supervisors informed as to the program progress.

Mr. Peterson next informed the Board members that there are quite a few businesses that have not paid their landfill user fees. Mr. Peterson provided some examples of overdue accounts.

After discussion, Mrs. Ferguson and Mr. Peterson were instructed to gather more information to present to the Board at the meeting on January 31, 1995.

Mr. Paulette thanked and excused Mr. Peterson and read the next item on the agenda, the 1995 Virginia CDBG Regional Priorities.

After discussion, it was agreed by consensus, that each member would review the material and notify Mrs. Ferguson of their order of priority prior to January 16, 1995.

Mrs. Ferguson next presented information on the Southside Legislative Consortium and asked if the Board of Supervisors wished to participate.

After review, the Board by consensus, directed Mrs. Ferguson to find out the anticipated funding amount for FY95 and report to the Board at the January 31, 1995 meeting.

Mrs. Ferguson presented for adoption an Occupational Safety and Health Policy Statement for Appomattox County.

Mr. Torrence made a motion seconded by Mrs. Beasley to adopt the following policy:

APPOMATTOX COUNTY

OCCUPATIONAL SAFETY AND HEALTH POLICY STATEMENT

The Occupational Safety and Health Act of 1970 requires employers to provide a safe place to work, a place free from hazards that might cause injury, disability and even death.

It is the policy of Appomattox County that every employee be entitled to work under the safest conditions possible. To this end, every reasonable effort will be made to promote accident prevention for protection and health preservation.

It is our belief that accidents which injure people, damage equipment or property, or destroy materials cause needless personal suffering, inconvenience and expense. We believe that practically all accidents can be prevented by taking common sense precautions.

Appomattox County, through its appointed managers, will endeavor to maintain a safe and healthful work place. The County will provide safe working equipment, necessary personal protection and, in the case of injury, the best first aid and medical services available.

Due to the large number of activities in progress at one time, the varied nature of the work and the widespread location of such activities, we must "formalize" our safety program, utilizing written reports and records, to achieve the maximum use of effectiveness of loss control information.

The County Administrator will head the Appomattox County Occupational Safety and Health Program and will communicate pertinent information to all departments. The County Administrator will undertake such duties as may be required in the day-to-day operation of the safety program.

We believe that accidents are avoidable and can be prevented. If we all do our part, including acting and talking safety at all times, healthy attitudes towards accident prevention, loss control and improved safety on the job can be achieved.

Safety and loss control is a tremendous responsibility and one that must be shared by all.

Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Ferguson next presented a request for a resolution from the Board of Supervisors supporting restoring funding to Holliday Lake.

Mrs. Beasley made a motion seconded by Mr. Torrence to adopt the following resolution:

RESOLUTION HOLLIDAY LAKE STATE PARK

WHEREAS, The Commonwealth of Virginia, through the Budget Reduction for FY 95-96, has deleted funding for certain State Parks, and

WHEREAS, The Department of Conservation and Recreation has indicated they will discontinue operation of Holliday Lake State Park unless this funding is restored, and

WHEREAS, The Appomattox County Board of Supervisors considers the Holliday Lake State Park to be a valuable Economic Development unit in its inventory of quality of life elements, and

WHEREAS, The Holliday Lake State Park plays a major role in the successful operation of the Holiday Lake 4-H Educational Center which supports youth activities for several thousand youth from several jurisdictions each year and provides services for other agencies of the Commonwealth.

THEREFORE, the Appomattox County Board of Supervisors does hereby adopt the following resolution:

"We request the General Assembly restore full funding to the Holliday Lake State Park."

Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Ferguson next presented a request for an appropriation from the Law Library Fund.

Mr. Torrence made a motion seconded by Mr. Moore to appropriate $481.05 from the Law Library Fund. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Mrs. Ferguson next presented a request from Virginia Association of Counties for a resolution expressing concern over the Governor's proposed budget amendments.

Mr. Torrence made a motion seconded by Mr. Carwile to adopt the following resolution:

RESOLUTION

WHEREAS, Governor George F. Allen announced his amendments to the 1994-96 budget on December 19, 1994; and

WHEREAS, the budget amendments propose over $100 million in reduction or elimination of funding of crucial public service programs provided by Virginia's local governments; and

WHEREAS, the state's long-standing commitment to funding local services including officers of commissioners of revenue and treasurers, local libraries, aid to localities with police departments, and traditional state matches for health and human service programs are eliminated or reduced significantly; and

WHEREAS, rural localities are particularly affected with additional reductions in cooperative extension funding, downsizing of the Center on Rural Development, the elimination of rural economic development grants, elimination of the Shoreline Advisory Program, elimination of funding for gypsy moth suppression, technical assistance for flood ordinance development, and reduced funding for soil surveys; and

WHEREAS, the proposed funding levels for state aid to education which eliminate the maintenance supplement, reduce funding for "at risk" pupils, eliminate school/community health centers, enrollment loss, early childhood grants, and other program eliminations reduce the state's per pupil expenditure an average of $15 per pupil; and

WHEREAS, local jails are now 65 percent over capacity because of the backlog of state prisoners in local jails yet the budget amendments propose a reduction in state funding for local prisoners awaiting trial and for misdemeanants who have been sentenced; moreover, no new funding is included in the budget for implementation of the community corrections act and funding for operating costs in local and regional jails is reduced; and

WHEREAS, other proposed budget amendments will negatively impact certain elderly or disadvantaged local citizens because of reduced funding for the general relief and to agencies on aging, community service boards, and community action agencies; and

WHEREAS, a myriad of local government programs are affected by the proposed budget cuts; and

WHEREAS, the budget amendments also propose the phasing our of a $300 million local license tax on businesses, professionals, and occupations; and

WHEREAS, VACo has been meeting with the business community to improve administration of the BPOL tax and to develop other alternatives; and

WHEREAS, the elimination of this important local revenue source would present an extreme hardship for local governments; and

WHEREAS, local governments have been grappling with state budget reductions and holding the line on local expenditures since the late 1980's and local fiscal stress is well documented, so any additional state cuts will have severe local implications.

NOW, THEREFORE, BE IT RESOLVED, that the aforementioned budget amendments proposed on December 19, 1994, will balance the state budget by shifting costs and responsibilities to local governments who in turn will have to decide whether to raise taxes, cut local services, cut funding for education, or some combination thereof; and

BE IT FURTHER RESOLVED, that the Board of Supervisors of Appomattox County expresses its concern about these budget amendments proposed by the governor on December 19 and conveys to its General Assembly delegation that the approval of these amendments will have serious local consequences; and

BE IT FURTHER RESOLVED, that a copy of this resolution be sent to the Governor of the Commonwealth of Virginia, the Honorable George F. Allen; to the Chairman of the Senate Finance Committee, Senator Hunter B. Andrews; to the Chairman of the House Appropriations Committee, Delegate Robert B. Ball, Sr.; and to Representative, Watkins M. Abbitt, Jr; and Senator, Richard J. Holland,

Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Ferguson next presented a request from Spout Spring Ruritan Club that in the event inclement weather would cause them to be unable to hold Bingo on Friday night, would it be permissible to hold the game on Saturday night?

After discussion, and by consensus of the Board, it was agreed that Spout Spring Ruritan Club could hold Bingo games on Saturday night, if Friday night game was cancelled due to weather conditions.

Being no further business, and on a motion by Mr. Moore, seconded by Mrs. Beasley, the meeting was adjourned until January 31, 1995 at 7:30 P.M.

Philip E. Paulette
Chairman

A joint public hearing of the Appomattox County Board of Supervisors, Appomattox Town Council and Appomattox County Planning Commission was held on January 31, 1995 at 7:30 P.M. in the Courthouse, Courthouse Square, North Court Street, Appomattox, Virginia.

Present (Board of Supervisors):
Philip E. Paulette - Courthouse District
Nina B. Beasley - Falling River District
Frank H. Carwile - Wreck Island District
Russell H. Moore - Piney Mountain District
Dennis W. Torrence - Appomattox River District

Present (Planning Commission):
Al Sears
Calvin Tanner
Wayne Lewis
R. W. Mitchell
Deborah Chernault
Robert Johnson

Absent (Planning Commission):
Charles Smith
Claude Allen Moore
Elizabeth Edwards

Present (Town Council):
Mayor Ronnie Spiggle
R. W. Mitchell

Absent (Town Council):
Steve Lawson
H. W. Conner
S. E. Carter
W. H. Carson
R. L. Bass

Also Present:
Aileen T. Ferguson - County Administrator
W. M. Caldwell - Clerk, Planning Commission

Mr. Paulette called the meeting to order at 7:30 P.M. and explained the purpose of the meeting was to receive public comments on four (4) zoning petitions.

Mr. Paulette then asked Bill Caldwell, Clerk to the Planning Commission, to read the first petition.

Mr. Caldwell read petition 95-232 of Bass and Milton Construction Company for a Conditional Use Permit to construct a duplex on a parcel of land located in the Town of Appomattox on Route 460 between Annie Street and Lucy Street property is zoned R-2.

Mr. Paulette asked if anyone wished to speak regarding this petition.

Mr. Ken Milton came forward and stated that he had purchased this lot in 1981 and was told, at that time, that the lot was zoned R-2 which would allow a duplex. Mr. Milton thanked the Board for their consideration.

Mr. Paulette called for other comments.

Mrs. Jean Nash came forward and stated her address as Appomattox, Virginia. Mrs. Nash explained that her lot joined this property and she was opposed to the duplex being constructed. Mrs. Nash continued by stating that she wanted the neighborhood to remain a "nice quiet neighborhood" and she felt apartments would not lend to this type atmosphere. Mrs. Nash concluded by stating that she was opposed to this conditional use permit.

Mr. Paulette asked if anyone else wished to speak concerning this petition.

Mr. G. William Lewis asked to be allowed to comment and stated his address as Appomattox. Mr. Lewis said that he is concerned with an apartment being constructed on this lot because of noise, excess traffic and also you could not control the type of people who might move in. Mr. Lewis was also concerned about upkeep of the property and that, it could have a detrimental effect on his property. Mr. Lewis was opposed to the conditional use for an apartment.

Mr. Paulette asked for other comments, hearing none, he asked Mr. Caldwell to read the next petition.

Mr. Caldwell read petition number 95-233 of William E. Briggs for a Conditional Use Permit to allow Home Occupation. Property is zoned R-1 and is located on Route 1065 between Route 727 and Dead End. (Cedar Knolls Subdivision, lot 14).

Mr. Paulette asked if anyone wished to comment on this petition.

Mr. William Briggs came forward and stated his address as Appomattox. Mr. Briggs explained that he currently has a marketing company which he is operating out of his house. Basically, his business consists of computers, telephone, fax machine and answering machine. Mr. Briggs continued by saying that he has a garage with a loft area and he wishes to move his business from his home into the garage. Mr. Briggs stated the only employees were his wife and himself. Mr. Briggs thanked the Board for allowing him to speak.

Mr. Paulette asked if anyone else wished to comment on this petition. Hearing no one, Mr. Paulette asked Mr. Caldwell to read the next petition.

Mr. Caldwell read petition number 95-234 of K. Wayne Spradlin for a Conditional Zoning Permit to allow Used Motor Vehicle Dealer and Salvage Vehicle Dealer/Rebuilder. Property is located on Route 460 between Route 667 and Route 648 and is zoned A-1.

Mr. Paulette asked if anyone wished to comment on this petition.

Mr. K. Wayne Spradlin came forward and stated that his intentions were to buy a few salvage vehicles to repair or sell and that he may sell a few used cars along with the salvage business. Mr. Spradlin stated that he has no intention of operating a junkyard.

Mr. Paulette asked if there were others who wished to comment on this petition.

Mr. Reggie Spradlin came forward and stated that he is the owner of the property where this business will be located and that he has no objection to this request being granted.

Mr. Paulette asked if anyone else wished to comment.

Mr. Carlton Thompson came forward and stated that his property joined Mr. Spradlin's property. Mr. Thompson explained that he has no problems with Mr. Spradlin's request, he just did not want another junkyard joining his property.

Mr. Paulette asked if anyone else wished to comment on this petition. Hearing no comments, Mr. Paulette asked Mr. Caldwell to read the next petition.

Mr. Caldwell read petition number 95-235 of Stacey R. Lawson for a Conditional Use Permit for Beauty Shop in existing dwelling. Located on Route 613 between Route 460 and Route 659, property is zoned A-1.

Mr. Paulette asked if anyone wished to comment on this petition. Hearing no comments, and being no further petitions, Mr. Paulette closed the public hearing at 7:53 P.M.

Philip E. Paulette

Chairman

A recessed meeting of the Appomattox County Board of Supervisors was held on January 31, 1995 at 8:30 P.M. in the Courthouse, Courthouse Square, North Court Street, Appomattox, Virginia.

Present:

Philip E. Paulette - Courthouse District
Nina B. Beasley - Falling River District
Frank H. Carwile - Wreck Island District

Russell H. Moore - Piney Mountain District
Dennis W. Torrence - Appomattox River District

Also Present:
Aileen T. Ferguson - County Administrator
Thomas W. Lawson - County Attorney
Charlie Peterson - Solid Waste Administrator

Mr. Paulette reconvened the meeting at 8:30 P.M. and asked Mrs. Ferguson to review the items for consideration.

Mrs. Ferguson presented a request that the Board of Supervisors ask their insurance company to pay a reward to the person who provided information in the case of the dumpster fire on Route 604.

After discussion, the Board by consensus, asked Mrs. Ferguson to write a letter thanking the person for their help with this matter but did not feel that they should start a policy of paying rewards.

Mrs. Ferguson next presented information, requested at the January 9, 1995 meeting, on the payments that have been made to Old Dominion Appraisal Company.

After discussion, Mr. Torrence made a motion seconded by Mrs. Beasley to appropriate $17,104.26 to pay Old Dominion Appraisal Company for work completed to date. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Next, Mrs. Ferguson presented a letter from Mrs. Belter, Treasurer, requesting the Board of Supervisors write letters supporting restoration of funding to the Compensation Board budget for FY96.

After discussion, and by consensus, the Board authorized Mrs. Ferguson to write letters to the Governor, our Delegate and our Senator requesting restoration of funding to the Compensation Board.

Mrs. Ferguson next explained that a citizen had approached her requesting the Board of Supervisors to allow Southside Animal Clinic to come into the County to set up rabies clinics.

A lengthy discussion followed. After discussion, Mr. Carwile made a motion seconded by Mr. Moore to allow Southside Animal Clinic to hold rabies clinics in the County. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, nay.

Mrs. Ferguson explained that the cost for FY95 to join the Southside Legislative Consortium would be $500.00.

Mrs. Beasley made a motion seconded by Mr. Carwile to appropriate $500.00 for FY95 to join the Southside Legislative Consortium, with the understanding that membership would be reviewed on an annual basis, after consideration is given to required funding. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Ferguson next reviewed the letter from Mr. & Mrs. Moore J. Thompson concerning the County's proposal for a "super site" on Route 608.

After review, the concensus of the Board was to turn this matter over to the County Attorney for further action.

A letter from U. S. Corrections Corporation was reviewed, asking if the County was interested in a site for a correctional facility.

No action was taken.

Mrs. Ferguson presented information on a grant application submitted requesting funds in the amount of $15,459.04 from the A. L. Philpott Economic Development Commission. Mrs. Ferguson continued by explaining that this grant required a 50/50 cash match by the County and could only be used for economic development.

After discussion, Mr. Torrence made a motion seconded by Mr. Moore to adopt the following resolution:

RESOLUTION
A. L. PHILPOTT SOUTHSIDE ECONOMIC DEVELOPMENT COMMISSION MATCHING GRANT PROJECT

WHEREAS, the A. L. Philpott Southside Economic Development Commission was awarded a state appropriation of $675,000.00 for grants for economic development projects in Southside Virginia; and

WHEREAS, Appomattox County is eligible for a per capita allocation of $15,459.04 from the Philpott Commission; and

WHEREAS, the Appomattox County Board of Supervisors is committed to economic development enhancement for all of its citizens; and

WHEREAS, it is the intent of the Appomattox County Board of Supervisors to submit an individual project to increase economic development opportunities in Appomattox County;

NOW, THEREFORE BE IT RESOLVED, that the Appomattox County Board of Supervisors, through this resolution, requests the A. L. Philpott Southside Economic Development Commission reserve the $15,459.04 per capita share allocated for Appomattox County; and

BE IT FURTHER RESOLVED, that the Appomattox County Board of Supervisors hereby agrees to a cash match of $15,459.04 for the Philpott grant funds.

Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette presented to the other Board members a request from the School Board for a meeting date to discuss the funding from the Literacy Loan Fund, for Middle School renovation.

A lengthy discussion followed, with February 21, 1995 at 7:00 P.M. set for the date to meet with the School Board.

Mr. Paulette next recognized Mr. Charlie Peterson, Solid Waste Administrator, to come before the Board.

Mr. Peterson began by explaining that due to the weather the meeting of the Regional Waste Tire Committee had been rescheduled for February 6, 1995, so therefore, there was nothing new to report on the Waste Tire Program.

Mr. Peterson explained that he had received a report from the EPA concerning their inspection in 1994. The report concluded that the landfill has no negative effect on the County or local residents.

Mr. Peterson next began a review of the delinquent list for landfill user fees.

After a lengthy review of this document, Mr. Torrence made a motion seconded by Mr. Carwile that a letter be written to everyone who is 90 days or more past due, explaining they would have thirty (30) days to bring their account current or further action would be taken. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Carwile made a motion seconded by Mrs. Beasley to allow Mr. Peterson, Solid Waste Administrator, to refuse disposal priviledges to haulers who do not bring their accounts current within 30 days. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Being no further business at 9:18 P.M., the meeting was recessed until February 4, 1995 at 9:00 a.m. at the Community Center.

____
Chairman

A joint meeting of the Appomattox County Board of Supervisors and the Appomattox Town Council was held on February 4, 1995 at 9:00 A.M. at the Appomattox Community Center, Route 460, Appomattox, Virginia.

Present (Board of Supervisors):
  Philip E. Paulette - Chairman - Courthouse District
  Nina B. Beasley - Falling River District
  Frank H. Carwile - Wreck Island District
  Russell H. Moore - Piney Mountain District
  Dennis W. Torrence - Appomattox River District

Present (Town Council):
Ronnie Spiggle - Mayor
R. L. Bass - Vice-Mayor
W. H. Carson
R. W. Mitchell
Steve Lawson
H. W. Conner

Absent (Town Council):
S. E. Carter

Mayor Spiggle, presiding, called the meeting to order and gave the invocation.

Mr. Spiggle noted the purpose of the meeting was to review the plans for a proposed industrial site, and began by reviewing the Utilities Improvements report provided by Bernard C. Proctor, P. E. (Report on file in February 1995 Board File.)

A lengthy review of the utilities report was provided by Mayor Spiggle and Vice Mayor Bass with final conclusion being that considerable upgrades would be required in order to provide utilities to an industrial site.

Discussion followed as to the employment problems in the County and what type business it would benefit the County to recruit.

Mrs. Beasley made a motion seconded by Mr. Carwile to enter into executive session at 10:08 A.M. to discuss legal matters: Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

On a motion by Mr. Torrence seconded by Mrs. Beasley, it was resolved the Board of Supervisors return to regular session at 10:38 A.M. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

On a motion by Mr. Torrence seconded by Mrs. Beasley the following resolution was adopted:

WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the

executive meeting to which this certification motion applies, and (ii) only such executive matters were heard; discussed or considered by the Appomattox County Board of Supervisors.

Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

At 10:39 A.M. Mr. Carwile left the meeting.

After further discussion, it was determined more information was needed prior to a decision being made on an industrial site.

The next item for discussion was the portion of the Town Office owned by the County.

After discussion, Mrs. Beasley made a motion seconded by Mr. Torrence to donate the portion of the Town Office owned by the County, to the Town at no cost. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Ferguson next brought up the subject of the Regional Jail and gave a brief explanation of where the County stands as to participation. After the explanation Mrs. Ferguson asked if anyone had questions.

A period of discussion followed.

Mr. Torrence next brought up the issue of a "super sites" for the Town.

After discussion about several different possibilities for sites, it was determined that a site wasn't absolutely necessary in Town.

Mayor Spiggle next expressed his concern about the County's recycling program. Mr. Spiggle feels that we need to expand the recycling market to plastic and aluminum. Mr. Spiggle also feels we need to keep as much recyclable material as possible out of the landfill. Mr. Spiggle would like to see figures as to what the savings would be if we kept recyclable materials out of the landfill.

Mr. Carson asked if he could bring the Board and Council up to date on the Dare Program? Mr. Carson continued by saying they hope to extend the Dare Program into the 9th grade, next year.

Mr. Carson feels that this program is one of the best tools that we can use to combat the drug problem in the County. Mr. Carson gave a brief explanation of the plans for the future, as far as the dare program. Mr. Carson thanked the Board for their financial support of this program.

Being no further business the meeting was adjourned.

Philip E. Paulette
Chairman

The regular meeting of the Appomattox County Board of Supervisors was held on February 6, 1995 at 7:00 P.M. in the conference room of the School Board Office, North Court Street, Appomattox, Virginia.

Present:
Philip E. "Gus" Paulette, Chairman - Courthouse District
Nina B. Beasley - Falling River District
Frank H. Carwile - Wreck Island District
Russell H. Moore - Piney Mountain District
Dennis W. Torrence - Appomattox River District

Also Present:
Aileen T. Ferguson - County Administrator
Thomas W. Lawson - County Attorney

Mr. Paulette called the meeting to order at 7:00 P.M. and asked Mr. Torrence to give the invocation.

Mr. Paulette next called for additions or corrections to the minutes of the recessed meeting of January 9, 1995 and the regular meeting of January 3, 1995.

Mr. Carwile stated that in the January 3, 1995 minutes a word on page 4 needed to be corrected from "elevate" to "alleviate".

Hearing no other corrections, Mr. Paulette stated that the minutes stand approved as submitted.

Mr. Paulette then called Ms. Sandra Lindsay, Virginia Department of Transportation, Resident Engineer, to appear before the Board.

Ms. Lindsay began by saying she would like to schedule April 3, 1995 at 6:30 P.M. for the annual Secondary Road public hearing, if the Board had no objection.

The Board set April 3, 1995 at 6:30 P.M. for their Annual Secondary Road Public Hearing.

Ms. Lindsay next discussed the previous request for a traffic study at the shopping centers. She requested the Chairman and the County Administrator meet with Virginia Department of Transportation on February 15, 1995 to discuss this problem.

Ms. Lindsay asked if anyone had concerns for her.

Mr. Torrence asked the status of the improvements to Route 701.

Ms. Lindsay stated there has been no further progress.

Being nothing further for Ms. Lindsay, Mr. Paulette thanked her for her report.

Mr. Paulette asked for Supervisor concerns.

Mr. Torrence suggested that the other Board Members stop by the Town Office and look at their meeting room renovation. Mr. Torrence continued by stating that the Board may wish to renovate the conference room in much the same manner.

Mr. Carwile asked Mrs. Ferguson the status of the Route 648 proposed "super site".

Mrs. Ferguson stated that she and Mr. Peterson had met with a representative of the railroad and he could find no problem with what the County proposes. Mrs. Ferguson continued by saying that we, are presently waiting for confirmation in writing.

Mr. Carwile also stated that Mr. Wayne Phelps had contacted him and that if the County goes to 911 dispatching he would like the road from Route 613 to Route 26 to be named Phelps Road.

Mr. Carwile next asked that Mrs. Ferguson relay to the Regional Jail Authority that the County would be in favor of the Authority taking a close look at the 39 acres that is being offered to the Authority for the Regional Jail by Steven T. Conner Real Estate.

After discussion, Mrs. Ferguson stated that she would share the Boards' views with the other members of the Regional Jail Authority.

Mr. Torrence stated that he had reviewed the proposed "super site" between Pamplin and Evergreen and felt that we should proceed with this site if possible.

Mrs. Ferguson explained that as soon as Mr. Peterson had a design for this site, she would bring it to the Board for approval.

Mr. Paulette next asked Mrs. Ferguson to explain the possibility of a Community Development Block Grant.

Mrs. Ferguson explained that a Community Development Block Grant may be available to Appomattox County, if the Board of Supervisors was interested in applying. This grant would be used for planning for economic development. Mrs. Ferguson continued by explaining that as soon as further information was available she would report back to the Board.

Mr. Paulette next presented a request from VACo for a letter to the Governor in support of SB560 which would increase civil process fees, and therefore help fund benefits for constitutional officers.

After discussion, Mr. Carwile made a motion seconded by Mrs. Beasley for Mrs. Ferguson to write a letter of support to the Governor for SB560. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette read a request from Jimmy Burcher, teacher at the Appomattox County High School, for a proclamation declaring February 12-18, 1995 as National Vocational Week in Appomattox County.

After discussion, Mr. Torrence made a motion seconded by Mr. Moore to adopt the following proclamation:

PROCLAMATION
NATIONAL VOCATIONAL
EDUCATION WEEK

FEBRUARY 12-18, 1995

WHEREAS, vocational education programs provide a strong foundation for the youth of America, our nation's future workforce;

WHEREAS, vocational education classes aid in developing job skills that help student to be better prepared for the technology of today's workplace;

WHEREAS, the vocational student organizations, DECA, FBLA, FFA, FHA, HERO, HOSA, AND VICA, promote leadership, personal growth, and career success among their members;

WHEREAS, these organizations perform the valuable service of encouraging cooperation, promoting good citizenship, and inspiring patriotism among their members;

THEREFORE, I do hereby designate the week of February 12-18, 1995 as Vocational Education Week in Appomattox County.

Vote: Mr. Paulette, aye;, Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette passed out a copy of a letter from the Salvation Army Thrift Store requesting a discount on their landfill fees.

After a lengthy discussion, and by consensus of the Board, it was agreed to ask Patricia R. Boyer to meet with the Board of Supervisors to discuss this request.

Mr. Paulette recognized Mr. John Montoro, Montoro & Associates, County Auditor, to come before the Board and present the FY94 audit report.

Mr. Montoro presented a detailed review of the FY94 audit report and answered questions concerning findings reported in the Management Letter.

After a lengthy discussion, Mr. Paulette thanked and excused Mr. Montoro.

Mr. Paulette next presented Planning Commission recommendations from the January 31, 1995 public hearing.

Mr. Paulette read petition number 95-233 of William E. Briggs and informed the Board that the Planning Commission recommended approval.

Mr. Torrence made a motion seconded by Mr. Carwile to approve petition number 95-233 of William E. Briggs for Conditional Use Permit to allow home occupation. Property is zoned R-1 and is located on Route 1065 between Route 727 and Dead End. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette read petition number 95-234 of K. Wayne Spradlin for a Conditional Zoning Permit and explained that the Planning Commission recommended approval.

After discussion, Mr. Carwile made a motion seconded by Mrs. Beasley to approve petition number 95-234 of K. Wayne Spradlin for a Conditional Zoning Permit to allow Used Motor Vehicles Dealer and Salvage Vehicles Dealer/Rebuilder with the Condition that a maximum of 12 cars, be displayed for sale with a maximum of 8 cars stored for rebuilding. Property is located on Route 460 between Route 667 and Route 648. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette presented the last petition, petition number 95-235 of Stacey R. Lawson for a Conditional Use Permit. The Planning Commission recommended approval.

Mr. Moore made a motion seconded by Mrs. Beasley to approve petition number 95-235 of Stacey R. Lawson for a Conditional Use Permit for Beauty Shop in existing dwelling. Located on Route 613 between Route 460 and Route 659. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette presented a letter from Tour Dupont wanting to know what type insurance policy was required by the County for the tour. (Examples on file in February 1995 Board file).
Mr. Moore made a motion seconded by Mrs. Beasley to accept Example 2 for the County's liability coverage for the Tour DuPont. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette asked Mrs. Ferguson to explain the request from the City of Danville for a resolution supporting a Visitor's Center on Route 29 in Danville.

Mrs. Ferguson explained that Senator Hawkins has been working on funding to support a Visitor's Center on Route 29 in Danville. At this time Danville is requesting a resolution of support for this Visitor's Center. No funding is required.

After discussion, Mr. Carwile made a motion seconded by Mr. Moore to adopt the following resolution:

RESOLUTION OF SUPPORT
REGIONAL TOURIST CENTER
DANVILLE, VIRGINIA
ROUTE 29 - CENTRAL VIRGINIA AREA

WHEREAS, There has been a long standing need for development of the tourism industry along the Route 29 corridor; and

WHEREAS, This area of the Commonwealth is the only major area unserved by a regional visitors center; and

WHEREAS, A regional visitors center would significantly enhance regional tourism development efforts currently underway within the Region under the auspices of Centerstate 29; and

WHEREAS, Governor George Allen has included $200,000 in his recommended FY 1995-96 budget for the establishment of a regional visitors center on Route 29 in Danville;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Appomattox County, Virginia that it does endorse and support the proposed budgetary allocation of $200,000 for a regional visitors center on Route 29 in Danville which would service communities along the Route 29 Corridor as well as Route 58 and within the Central Virginia Area;

BE IT FURTHER RESOLVED that the Board of Supervisors of Appomattox County, Virginia does suggest the concept of a multi-jurisdiction effort to operate a regional visitors center and will coordinate with other localities within the Region under the auspices of the Budget funding.

Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette read a letter from the Central Virginia Air Pollution Control Committee with an explanation about the committee.

After discussion, and by consensus of the Board, it was agreed that the County would no longer participate on this committee.

Mrs. Ferguson explained that there is a vacancy on the Board of Zoning Appeals which needs to be filled by a resident of the Town.

Mr. Carwile made a motion seconded by Mr. Moore to submit the following names to the Judge for possible appointment to the Board of Zoning Appeals: Cliff Harvey, Francis Elliott and R. Merle Ferguson. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette next presented the Board with several requests from Ann Lawson, Recreational Director for repairs to the backstop at the ballpark and for replacing two (2) light poles.

After discussion, the Board by consensus, asked that Mrs. Ferguson obtain more information concerning the backstop.

Mr. Torrence made a motion seconded by Mrs. Beasley to appropriate $7,825.00 to replace two (2) rotten light poles at the ballpark. Vote:

Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette read a letter from the Appomattox Elementary School PTO concerning a fence between the Advance Auto and the Elementary School.

After discussion, the Board by consensus, asked Mrs. Ferguson and Mr. Lawson to research the County's agreement with Mr. Wright to see what could be done to help with this problem.

Mr. Paulette next presented a request from the American Legion Post 104 for a raffle permit.

Mrs. Beasley made a motion seconded by Mr. Moore to approve a raffle permit for American Legion Post 104 for 1995. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette presented a request from Pamplin Volunteer Fire Department for an appropriation for a radio that was destroyed during a fire.

Mr. Torrence made a motion seconded by Mr. Carwile to appropriate $827.60 for Pamplin Volunteer Fire Department. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette next presented a request for an appropriation to cover damage to the door on fire unit #1, from Appomattox Volunteer Fire Department.

Mr. Torrence made a motion seconded by Mr. Carwile to appropriate $862.38 to Appomattox Volunteer Fire Department for damage to fire unit #1. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette next presented a request from Sheriff Richardson for an appropriation to cover increases given by the Compensation Board to several employees who were not up to the appropriate pay level.

After discussion, Mr. Torrence made a motion seconded by Mrs. Beasley to appropratie $2,687.36 to cover increases given by the Compensation Board for several employees. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Also, the Sheriff has requested an appropriation of $20,000.00 to pay inmate housing in other facilities.

After discussion and by consensus, the Board agreed to make inmate housing appropriations as needed.

Mr. Carwile made a motion seconded by Mrs. Beasley to appropriate $1,500.00 to inmate housing. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

The Sheriff, also, has requested an appropriation to the Dare Program in the amount of $4,238.00 for donations received.

Mr. Torrence made a motion seconded by Mr. Carwile to appropriate $4,238.00 to the Dare Program. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette next presented a request from the Commonwealth Attorney for $174.51 appropriation from the Asset/Forfeiture Fund.

Mr. Carwile made a motion seconded by Mrs. Beasley to appropriate $174.51 from the Asset/Forfeiture Account for the Commonwealth Attorney. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Mr. Paulette presented an appropriation request from the Office on Youth for an appropriation of $500.00 which will be reimbursed to the County by a grant from the March of Dimes.

Mr. Torrence made a motion seconded by Mrs. Beasley to appropriate $500.00 to the Office on Youth budget due to a grant that has been recieved. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

The next appropriation request was from the Library Board for an appropriation from the Library Fund.

Mr. Torrence made a motion seconded by Mrs. Beasley to appropriate $319.54 from the Library Fund for the month of February 1995. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette presented a request from the School Board for an appropriation from the Athletic Fund.

Mr. Torrence made a motion seconded by Mr. Moore to appropriate $5,191.75 from the Athletic Fund for the month of February, 1995. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

The next request presented was from Mrs. Ferguson for a line item transfer to cover health insurance premium for Mrs. Belter, Treasurer.

Mrs. Beasley made a motion seconded by Mr. Torrence to approve a line item transfer of $775.00 from 1101-2005 to 1213-2005 to cover health insurance premium for Mrs. Belter, Treasurer. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette brought to the Board for discussion, setting the tax levy for 1995.

After a lengthy discussion, Mr. Carwile made a motion seconded by Mr. Torrence, to leave the tax levy as follows for 1995:

Real Estate Tax Rate at .70 cents per hundred.
Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette read a request from Stonewall Vineyards for a permit to hold a Musical & Entertainment Festival on May 13, 1995 and also, that the Board waive the bond requirement.

Mr. Carwile made a motion seconded by Mr. Moore to approve the Musical & Entertainment Festival Permit for Stonewall Vineyards to hold its May Fest on May 13, 1995 and to also waive the bond requirement. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Also, Mr. Paulette read a request from Cross Country Hunt Club for a permit to hold turkey shoots and waive the bond requirement.

Mr. Carwile made a motion seconded by Mr. Moore to approve a permit for Cross Country Hunt Club to hold turkey shoots and to waive the bond requirement. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette explained a request from Appomattox Volunteer Fire Department for tires for engine #2.

After discussion, Mr. Moore made a motion seconded by Mr. Torrence to appropriate $1,366.00 for Appomattox Volunteer Fire Department for tires for engine #2. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Ferguson presented a request from Tommy Lawson, Commonwealth Attorney, for his dues to be paid to the Commonwealth Attorney's Association.

Mrs. Beasley made a motion seconded by Mr. Moore to pay Mr. Lawson's dues to the Commonwealth Attorney's Association from 1101-5504. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Ferguson requested funds for one person to attend a zoning conference and workshop in March 1995.

Mr. Torrence made a motion seconded by Mrs. Beasley to approve for one person to attend the zoning conference and workshop in March and pay expenses from 1101-5504. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Ferguson informed the Board that the Constitutional Officers have requested that the Board contract with someone to shovel sidewalks during snowy weather.

A lengthy discussion followed with the Board directing Mrs. Ferguson to work with Mr. Abernathy about a solution to the problem.

Mr. Torrence made a motion seconded by Mrs. Beasley to enter into executive session at 9:50 P.M. to discuss a legal matter. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

On a motion by Mr. Torrence seconded by Mrs. Beasley, it was resolved the Board of Supervisors return to regular session at 10:10 P.M. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

On a motion by Mr. Torrence seconded by Mrs. Beasley the following resolution was adopted:

WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification motion applies, and (ii) only such executive matters were heard; discussed or considered by the Appomattox County Board of Supervisors. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Being no further business the meeting was adjourned at 10:11 P.M.

Philip E. Paulette
Chairman

A public hearing of the Appomattox County Board of Supervisors was held March 6, 1995 at 6:30 P.M. in the School Board conference room, North Court Street, Appomattox, Virginia.

Present:
Philip E. "Gus" Paulette - Chairman, Courthouse District
Nina B. Beasley - Falling River District
Russell H. Moore - Piney Mountain District (arrived 6:33 P.M.)
Frank H. Carwile - Wreck Island District
Dennis W. Torrence - Appomattox River District

Also Present:
Aileen T. Ferguson - County Administrator
Thomas W. Lawson - County Attorney

Mr. Paulette called the meeting to order and stated the purpose of the meeting was to receive public comment on the proposed "Election of School Board Members" ordinance.

Mr. Paulette then asked Mr. Lawson, County Attorney, to give a brief overview of the ordinance.

Mr. Lawson reviewed the background of elected school boards and explained that this ordinance is a follow-up to the referendum on electing school board members.

The proposed ordinance is as follows:

ELECTION OF SCHOOL BOARD MEMBERS ORDINANCE

ARTICLE 1

TITLE AND PURPOSE

Section 1. Title

This ordinance shall hereafter be known, cited and referred to as the "Election of School Board Members Ordinance of Appomattox County, Virginia."

Section 2. Purpose

This ordinance is adopted for the following purpose:

1. To provide for the procedure for the lawful election of school board members of Appomattox County, Virginia.
2. To provide for the composition and term limits of the school board members of Appomattox County, Virginia.
3. To provide for the manner in which vacant seats on the school board of Appomattox County, Virginia, are to be filled following the initial school board elections.

ARTICLE 2

JURISDICTION AND AUTHORITY

Section 1. Jurisdiction

The Election of School Board Members Ordinance of Appomattox County, Virginia, shall apply to the election of school board members in Appomattox County, Virginia.

Section 2. Authority

The Board of Supervisors has authority to adopt this ordinance pursuant to a referendum held on November 3, 1992, pursuant to Section 22.1-57.2 of the Code of Virginia 1950, as amended; and, after publication of the intent to pass an ordinance entitled ELECTION OF SCHOOL BOARD MEMBERS ORDINANCE OF APPOMATTOX COUNTY, VIRGINIA once a week for two successive weeks in the Times-Virginian pursuant to Section 15.1-504 of the Code of Virginia, 1950, as amended, and a public hearing held on the 6th day of March, 1995, and pursuant to Section 22.1-57.3 of the Code of Virginia 1950, as amended, entitled "Election of School Board Members".

ARTICLE 3

ELECTION, TERMS, VACANCIES

Section 1. Date of Election

1. The election of the school board members and governing body members from each specific district shall be held simultaneously at regular general elections in November.

2. The initial election shall take place at the regular general election in November, 1995.

3. There shall be one school board member elected from each Electoral District.

4. The election for school board members from the Appomattox River Election District, the Wreck Island Election District, the Falling River Election District, shall be held at the initial election in November, 1995.

5. The election for school board members from the Piney Mountain Election District, the Courthouse Election District, shall be at the regular general election in November, 1997.

6. The term of any school board member who was appointed by the governing body and is not elected at the initial school board election, and whose appointed term expires before the election of the corresponding members of the governing body and after the initial election, shall continue or be extended to expire on December 31 of the year of the election of the school board member replacing that appointed member.

7. The term for an elected school board member shall be four years, and shall begin on January 1, of the year following the election of the school board member.

8. An appointed school board member whose term expires before the regular general election of November, 1995, shall be appointed by the Board of Supervisors in the same manner as in place before the effective date of this ordinance.

9. A vacancy in the office of a school board member after the initial election shall be filled by special election, pursuant to Section 24.2-226. The Board of Supervisors shall within fifteen days of the occurrence of the vacancy, petition the circuit court to issue a writ of election to fill the vacancy. Either upon receipt of the petition or on its own motion, the court shall issue the writ ordering

the election for the next ensuing general election to be held in November. If the vacancy occurs within 120 days prior to that election, however, the writ shall order the election to be held at the second ensuing such general election. The person so elected shall hold the office for the remaining portion of the regular term of the office for which the vacancy is being filled. A majority of the judges of the Tenth Judicial Circuit shall make an interim appointment of the office until the vacancy can be filled by special election. The senior judge shall make the appointment if a majority of the judges cannot agree. The person so appointed shall hold office until the qualified voters fill the vacancy by election and the person so elected has qualified, pursuant to Section 24.2-227 of the Code of Virginia 1950, as amended.

10. In order to have his/her name placed on the ballot, each candidate shall file along with his/her declaration of candidacy a petition therefore, on a form prescribed by the State Board of Elections, signed by 50 qualified voters in election districts containing 1,000 or fewer registered voters and 125 qualified voters in any district containing more than 1,000 registered voters. The deadline for filing declarations and petitions for a general election in November is by 7:00 p.m. on the second Tuesday in June, and the deadline for a special election held to fill a vacancy, either (i) at least seventy-four days before the election or (ii) if the special election is being held at the second November election after the vacancy occurred, by 7:00 p.m. on the second Tuesday in June before that November election, pursuant to Section 24.2-506 and 24.2-507 of the Code of Virginia 1950, as amended.

ARTICLE 4

EFFECTIVE DATE OF ORDINANCE

This ordinance shall be effective as of the 6th day of March, 1995.

Mr. Lawson further explained that the next step in this process, was to have the Justice Department approve our ordinance, once it was adopted by the Board of Supervisors.

Mr. Paulette asked if any citizen wished to comment on the proposed ordinance.

Hearing no comments, the meeting was adjourned at 6:38 P.M.

Philip E. Paulette
Chairman

The regular monthly meeting of the Appomattox County Board of Supervisors was held March 6, 1995 at 7:00 P.M. at the School Board Conference Room, North Court Street, Appomattox, Virginia.

Present:
Philip E. "Gus" Paulette, Chairman - Courthouse District

Nina B. Beasley - Falling River District
Frank H. Carwile - Wreck Island District
Russell H. Moore - Piney Mountain District
Dennis W. Torrence - Appomattox River District

Also Present:
Aileen T. Ferguson - County Administrator
Thomas W. Lawson - County Attorney

Mr. Paulette called the meeting to order at 7:00 P.M. and asked for a motion to recess to the Appomattox County High School Cafeteria due to citizen attendance at the meeting.

Mrs. Beasley made a motion seconded by Mr. Torrence to recess the meeting to the Appomattox High School Cafeteria. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette called the meeting back to order at 7:12 P.M. and asked Mr. Carwile to deliver the invocation.

Mr. Paulette then called for additions or corrections to the minutes.

Mrs. Beasley made a motion seconded by Mr. Torrence to approve the minutes of the public hearing of January 31, 1995; recessed meeting of January 31, 1995; the joint meeting of February 4, 1995; and the regular meeting of February 6, 1995. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette next called the representative from the Salvation Army Thrift Store to appear before the Board.

Mr. Ronnie Lewis came forward and explained that he was representing the Salvation Army Thrift Store. Mr. Lewis introduced Mrs. Pat Boyer, Store Manager; and Shirley Godsey, an employee of the store. Mr. Lewis stated they would try to answer any questions the Board might have. Mr. Lewis continued by giving a brief description of the function of the Salvation Army and explained that they were a non-profit organization.

Mr. Lewis answered several questions concerning the operation and budget of the thrift store.

Mr. Lewis concluded by saying that the Salvation Army Thrift Store would appreciate any consideration that the Board could give, by either reducing, or eliminating their landfill user fee.

Mr. Paulette thanked Mr. Lewis and explained the Board would consider this request at a later time.

Mr. Paulette next asked Dr. John W. McCluskey, Chief Deputy Director, Department of Corrections, to appear before the Board and make his presentation on locating a correctional facility in Appomattox County.

Dr. McCluskey came forward and presented the Board of Supervisors with packets of information on correctional facilities. Dr. McCluskey then gave an overview of correctional facilities and the need for new facilities. Dr. McCluskey continued by giving the pros and cons of a correctional facility's presence in a community.

Dr. McCluskey then asked if any Supervisor had questions that he could answer.

Mrs. Beasley asked Dr. McCluskey if a prison would have any impact on the local rescue squad?

Dr. McCluskey responded, that the prison would call on the local rescue squad from time to time, but normally a lot of correctional employees joined the local squads.

Mrs. Beasley also asked about the increase on the local doctors in the community.

Dr. McCluskey explained that normally the corrections department would contract with a local physician for medical care.

Mr. Carwile addressed Dr. McCluskey, and stated that he understood that this was Dr. McCluskey's second visit to Appomattox and that he was unaware nor present at the first visit. He thanked Dr. McCluskey for his presentation and stated that he was not a person to take things at face value. He continued by saying that he had a tendency to expect the worst, in a situation like the one the Board was faced with.

Mr. Carwile asked Dr. McCluskey to tell him, and broaden on, the stigma that this would have on the County for years to come.

Mr. Carwile stated that a prison would not enhance the County in any way. He continued by adding that change for the sake of change was pointless. He stated that he takes pride in Appomattox, it's history, and it's heritage.

Dr. McCluskey stated that he does not know of a negative stigma, nor negative impact, associated with a correctional facility being located in a county.

Mr. Moore asked Dr. McCluskey to address the issue of increased drug traffic in prison communities.

Dr. McCluskey answered that due to drugs being a high dollar money operation, naturally there are drug problems in prisons regardless of the procedures set up to avoid the problem. Dr. McCluskey continued by saying that there was no data that indicated that a prison being located in a community added to the local problem.

Mr. Torrence thanked Dr. McCluskey for his presentation and stated there are a lot of people who live in Appomattox who work in the Buckingham Correctional Facilities.

Mr. Torrence continued by asking Dr. McCluskey how the State happened to be looking in Appomattox to locate a prison?

Dr. McCluskey explained that a realtor had contacted the Department of Corrections and offered a site. The State will be looking to locate a facility in the Central Virginia area because they do not have a facility in this area and they have tapped the job market in other areas.

Mr. Torrence asked Dr. McCluskey how much of the cost of sewage disposal upgrades would the State be willing to pay?

Dr. McCluskey explained that the State would pay for the portion of the upgrade that was necessary for the operation of their facility.

Mr. Torrence next read from a letter from Secretary Kilgore stating that "we do not plan to force a prison on Appomattox County without the support of the local governing body". Mr. Torrence continued by asking if the Board passed a resolution opposing a prison in Appomattox, would, this insure that there would not be a prison located in Appomattox?

Dr. McCluskey stated that according to what Mr. Torrence had read there would not.

Mr. Paulette asked if Dr. McCluskey knew of any facility located in a historical area?

Dr. McCluskey explained that there was a facility located in Culpeper where one of the largest infantry battles was fought.

Being no further questions for Dr. McCluskey, Mr. Paulette thanked him and called Messers. Abbitt and Morris and Rev. Lucas to appear before the Board.

Mr. Abbitt began by thanking the Board for allowing him to address the Board on the subject of the correctional facility. Mr. Abbitt continued by saying that Buckingham County, which has two facilities, is no better off financially than they were prior to the prison locating there. He explained that the correctional facilities had placed an added burden on the Court system, requiring an additional judge. Mr. Abbitt stated that Mecklenburg County had been mentioned during the presentation and that Mecklenburg had Smith Mountain Lake which would keep them drawing tourist. Mr. Abbitt concluded by saying that the State Forest took 10,100 acres of County property and the National Park took 1,700 acres that the County received no real estate taxes from. Mr. Abbitt continued by saying that he felt Appomattox County has done it's part. Mr. Abbitt, in closing, appealed to the Board to make a decision of this matter tonight.

Mr. Morris began by saying that he is a retired Captain with the Virginia State Police and he wanted to express his concern over a prison facility locating in Appomattox County.

Mr. Morris stated several concerns over the safety of the citizens of the County if a prison should locate here. In closing, Mr. Morris stated that he is strongly opposed to a prison locating in Appomattox County.

Reverend Lucas addressed the Board supporting statements made by the other speakers opposing the prison. He is also concerned with the spread of AIDS due to a prison locating in the County. Rev. Lucas expressed concerns over prison escapes and possible hostage situations. Rev. Lucas urged the Board to vote opposing a prison facility locating in Appomattox County. Rev. Lucas presented petitions to the Board opposing a facility in the County.

Mr. Carwile addressed the Board and made a motion seconded by Mrs. Beasley to adopt a resolution that we do not want a prison in Appomattox County. Vote: Mr. Paulette, aye: Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette recessed at 8:40 P.M. for 15 minutes.

Mr. Paulette called the meeting back to order at 8:55 P.M.

Mr. Paulette asked for Supervisor concerns.

Mr. Carwile asked if the request from Mrs. Belter, for a letter supporting restoring funding to the Treasurer and Commissioner of Revenue had been written.

Mrs. Ferguson confirmed that this had been done, along with other resolutions that the Board had passed.

Mr. Carwile next brought up the matter of delinquent landfill fees for Mr. Garland Ranson. Mr. Carwile said that Mr. Ranson had been out of business for years, but he was continuing to be billed for landfill user fees.

Mrs. Ferguson explained that no additional charges have been billed to Mr. Ranson since he closed his business. What Mr. Ranson is being billed is for charges prior to him going out of business.

Mr. Carwile next stated that he is concerned with the congestion at the Appomattox Post Office and would like for the Board to authorize Mrs. Ferguson to contact Mrs. McCoy to see what can be done to help with the problem.

The Board by consensus, agreed for Mrs. Ferguson to research this matter.

Mr. Carwile next stated that he is concerned with executive sessions, and would like Mrs. Ferguson to check this out to be sure that the Board was in order when they entered executive session.

Mr. Lawson, County Attorney, stated that the Board has used the executive session privilege as it was intended.

Mr. Torrence asked the Board to consider adopting a resolution, that he had drafted opposing the prison, at the meeting on March 7, 1995.

Mr. Torrence, also, asked that the Board have Mrs. Ferguson draft a letter for Board signatures, to Richard Phelps thanking him for his years of dedicated service to the Sheriff's department, and the County.

The Board, by consensus, instructed Mrs. Ferguson to draft such a letter.

Mrs. Beasley asked the Board to seriously consider the Salvation Army Thrift Store's request for relief from their landfill user fees. Mrs. Beasley explained that due to her position on the Social Services Board she can confirm that they provide a valuable service to the community.

Mrs. Beasley made a motion seconded by Mr. Torrence to eliminate the landfill user fees for the Salvation Army Thrift Store, due to their non-profit status. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Beasley made a motion seconded by Mr. Torrence to forgive the existing landfill user fee for the Salvation Army Thrift Store. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore aye; and Mr. Torrence, aye.

Mr. Paulette presented a request from Stonewall Antique Power Association for a permit for a Musical or Entertainment Permit.

Mr. Carwile made a motion seconded by Mrs. Beasley to approve a permit from Stonewall Antique Power Association to hold a Entertainment Festival on May 20-21, 1995 and waive the bond requirement. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette next presented the SARA Title III-Emergency Response Plan for approval.

After discussion, Mr. Carwile made a motion seconded by Mr. Torrence to accept the SARA Title III-Emergency Response Plan as presented. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette presented requests for appropriations to the Electoral Board budget; the Rescue Squad budget; the Board of Supervisors budget; the Jail budget; the School Board; the Asset/Forfeiture Account and the Library Fund.

After discussing each request the following actions were taken:

Mr. Torrence made a motion seconded by Mr. Carwile to appropriate $800.00 to the Electoral Board budget for service on the voting machines. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Beasley made a motion, seconded by Mr. Torrence to appropriate $448.00 to the rescue squad budget in order to pass TWO FOR LIFE monies from the State to the rescue squad. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Carwile made a motion seconded by Mr. Moore to appropriate $944.17 to 1101-5803 for refunds. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Torrence made a motion seconded by Mr. Moore to appropriate $9,696.64 to the jail budget for housing inmates in other facilities. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Torrence made a motion seconded by Mr. Moore to appropriate $79,009.00, pass through funds, for the Head Start Program. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Beasley made a motion seconded by Mr. Carwile to appropriate $2,037.00 from the Commonwealth Attorney's Asset/Forfeiture Funds. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Torrence made a motion seconded by Mr. Carwile to appropriate $1,382.38 from the Library Fund to purchase 51 bricks. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette presented a Line Item Transfer request from Mr. Peterson, Solid Waste Administrator of $3,000.00 to purchase a computer and printer for the landfill.

After discussion, Mrs. Ferguson was directed to have Mr. Peterson check with Mr. Waddell to see if a different computer system would not better serve his needs and also be less expensive.

Mr. Paulette next presented a request from Mr. Bob Bradner, Director, Court Services Unit, to allow him to apply $200.00 from his budget towards college courses taken by an employee.

After discussion, Mr. Torrence made a motion seconded by Mr. Carwile to deny Mr. Bradner's request for the County to pay a portion of college courses for employee. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette presented a request from Dr. Thomas, Superintendent of Schools, for use of the office space recently vacated by Piedmont Private Industry Council.

After discussion, and by consensus, the Board agreed to have Mrs. Ferguson check on this space and bring back to the Board at a later date.

Mr. Paulette read a letter from Joel C. Plath, Regional Director, Virginia Cooperative Extension Service, asking for comments concerning job performance of extension personnel.

No comments were received.

Mr. Paulette informed the Board of a meeting April 28, 1995 at 10:00 A.M. with Dr. Bill Allen, Director of Virginia Cooperative Extension, to receive local input into the future of Virginia Cooperative Extension.

Mr. Torrence stated that he would be attending this meeting.

Mr. Paulette presented information on the funding for the Blue Ridge Regional Jail and also information on the Retirement Benefits.

Mr. Paulette presented information on the restructuring of the Community Diversion Incentive Program.

Mrs. Ferguson explained that several groups were interested in handling this program for the County and she would recommend that we receive more information prior to making a decision in this matter.

Mr. Paulette presented a request for the Board to pay convention expenses for Mr. Lawson to attend the Commonwealth Attorney's convention.

Mr. Torrence made a motion seconded by Mr. Carwile to pay expenses for Commonwealth Attorney's convention for Mr. Lawson. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr Torrence, aye.

Mr. Paulette informed the other Board members of the opening day ceremonies for the Route of Lee's Retreat. All members plan to attend.

Mr. Paulette also notified the other Board members that Alison Taylor White, editor of the Virginia Review, will be in Appomattox on March 17th to do an article on the Town, if any Board members were interested in meeting with her.

Mr. Paulette next presented the Board with a sketch of the proposed "super site" on Route 622.

After review, Mrs. Ferguson was instructed to proceed with this site.

Mr. Paulette asked if anyone had any comments on the ordinance for election of School Board members?

After discussion, Mr. Torrence made a motion seconded by Mrs. Beasley to adopt the ordinance, "Election of School Board Members Ordinance", as presented at the public hearing, effective today. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette then called for a motion to enter into executive session to discuss legal matters.

Mr. Torrence made a motion seconded by Mrs. Beasley to enter into executive session at 10:00 P.M. to discuss legal matters. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

On a motion by Mr. Moore seconded by Mrs. Beasley, it was resolved the Board of Supervisors return to regular session at 10:25 P.M. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

On a motion by Mr. Moore seconded by Mrs. Beasley the following resolution was adopted:

WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification motion applies, and (ii) only such executive matters were heard; discussed or considered by the Appomattox County Board of Supervisors.

Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Torrence made a motion seconded by Mrs. Beasley to deed the requested portion of the "Stanley property" to the School Board for playing fields. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Being no further business, Mr. Carwile made a motion seconded by Mr. Moore to adjourn until 7:00 P.M. March 13, 1995 at the School Board Conference Room. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Philip E. Paulette

Chairman

A joint meeting of the Appomattox County Board of Supervisors and the Appomattox School Board was held on March 7, 1995 at 7:20 P.M. in the School Board conference room, North Court Street, Appomattox, Virginia.

Mr. Paulette called the meeting to order and asked Dr. Thomas, Superintendent, of Public Schools to review the renovation plans for the Middle School.

Dr. Thomas began by explaining that since the original debt service schedules were prepared, Literary Fund loans have become available at 2% interest. Dr. Thomas continued by saying that with the new option available, Appomattox County could borrow 5 million dollars from Literary Fund and pay approximately the same debt service payment as was originally figured on 3 1/4 million dollars from VPSA.

Mr. Paulette left the meeting.

Dr. Thomas next asked the consultants from Dewberry & Davis to review the two (2) renovation plans that are being proposed.

The consultant began by explaining that all the room for growth had been eliminated from the original plans and what you were left with were the bare necessities, in order to try to stay within the 3 1/4 million dollar figure. (Handouts were presented] A copy is on file in the March 1995 Board File.)

A lengthy discussion followed with several different options being considered for the middle school addition and renovation and questions being asked of the consultants.

Concerns were expressed over the loss of the athletic field and parking for the Middle School.

Dr. Poe told the Board that the purpose of the meeting was for the School Board to inform the Board of Supervisors about the increase in cost for the project and to make the Board of Supervisors aware of the Literary Fund monies being available at 2% interest. Dr. Poe continued that the School Board would like for the Board of Supervisors to consider the new options and let the School Board know of their decision.

Mr. Carwile made a motion seconded by Mrs. Beasley to have Mrs. Ferguson proceed with gathering information on the purchase of the adjoining Church property. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

After further discussion, the Board of Supervisors, by consensus agreed to have a decision for the School Board by March 31, 1995, as to the amount of funding for the Middle School project.

The School Board Members left the meeting.

Mr. Moore, Vice-Chairman, then asked Mrs. Ferguson to present other items.

Mrs. Ferguson presented a resolution, drafted by Mr. Torrence, opposing the construction of a prison facility in Appomattox County.

After review and discussion, Mr. Torrence made a motion seconded by Mr. Carwile to adopt the following resolution:

RESOLUTION

Concerning locating State Prisons in Appomattox:

WHEREAS, The State Department of Corrections has been offered a tract of land in Appomattox County for the location of a state prison; and

WHEREAS, from all indications the vast majority of local citizens adamantly oppose such a prison in Appomattox; and

WHEREAS, Governor Allen has promised that he would not put prisons where they were not wanted; and

WHEREAS, the State does not pay local taxes and would possibly take over one million dollars of real estate out of county tax base; and

WHEREAS, the Town water and sewage systems are presently at or near capacity and needs very costly major upgrading to meet our future needs and the State will only pay for the additional needs they have; and

WHEREAS, such a facility would overburden our court system, commonwealth attorney's office, sheriff's department, volunteer fire department, and rescue squad; and

WHEREAS, the Appomattox County Court House National Historical Park is located in the county and therefore creates a major historical significance for our county;

NOW, THEREFORE BE IT RESOLVED; that the Appomattox County Board of Supervisors strongly oppose the construction of State Prisons of any kind anywhere in the County of Appomattox.
Vote: Ms. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye. (Mr. Paulette not present)

Mrs. Ferguson next presented an analysis of bids on Groundwater Monitoring for the landfill. Three bids were received, total annual cost as follows:

B & W	$ 27,498.70
CVLC	24,815.00
ENV. Labs	28,736.94

(see Board File March 1995)

After review and discussion, Mr. Torrence made a motion seconded by Mr. Carwile to accept the bid from CVLC at a annual cost of $24, 815.00 for Groundwater Monitoring. Vote: Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Ferguson informed the Board of a Virginia Department of Transportation Preallocation Hearing to be held on March 20, 1995 at 10:00 A.M.

Mrs. Ferguson asked for a line item transfer to begin the groundwater monitoring.

Mr. Carwile made a motion seconded by Mrs. Beasley to transfer $44,400.00 from 1101-8002 to 4204-3002. Vote: Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Ferguson asked the Board of Supervisor's to consider purchasing cellular hones for the Animal Control Officer and the Building Inspector.

After discussion, no action was taken.

Mrs. Ferguson presented a request from the Historical Society to allow their curator to be paid through County payroll with the Historical Society reimbursing the County.

After discussion, and by consensus of the Board, Mrs. Ferguson was directed to obtain an opinion from the Auditor concerning this matter.

Mr. Moore called for a motion to enter into executive session to discuss legal matters.

Mrs. Beasley made a motion seconded by Mr. Torrence to enter into executive session at 9:30 P.M. to discuss legal matters. Vote: Mr. Moore, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Torrence, aye.

On a motion by Mr. Torrence, seconded by Mrs. Beasley, it was resolved the Board of Supervisors return to regular session at 10:03 P.M. Vote: Mr. Moore, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Torrence, aye.

On a motion by Mr. Torrence seconded by Mrs. Beasley the following resolution was adopted:

WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the

executive meeting to which this certification motion applies, and (ii) only such executive matters were heard; discussed or considered by the Appomattox County Board of Supervisors. Vote: Mr. Moore, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Torrence, aye.

Being no further business, Mrs. Beasley made a motion seconded by Mr. Torrence to adjourn until 7:00 P.M. on March 13, 1995 at the School Board Conference Room. Vote: Mr. Moore, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Torrence, aye.

Philip E. Paulette
Chairman

A recessed meeting of the Appomattox County Board of Supervisors was held on March 13, 1995 at 7:00 P.M. in the School Board Conference Room, North Court Street, Appomattox, Virginia.

Present:
Mr. Philip E. "Gus" Paulette, Chairman - Courthouse District
Mrs. Nina B. Beasley - Falling River District
Mr. Frank H. Carwile - Wreck Island District
Mr. Russell H. Moore - Piney Mountain District
Mr. Dennis W. Torrence - Appomattox River District

Also Present:
Sammy Scott)
Richard Poe) School Board Members
Charles Booker)
Sonny Tolley)
Aileen T. Ferguson - County Administrator
Dr. Jack Thomas - Superintendent of Schools

Mr. Paulette called the meeting to order at 7:00 P.M. and asked Dr. Thomas, Superintendent of Schools, to give an overview of the FY96 budget for the schools.

Dr. Thomas began by handing out copies of the Schools proposed FY96 budget and explained that the budget was developed on 2300 students. Dr. Thomas continued by explaining that the FY96 budget included several new programs. #1 - Statewide Technology Initiatives-$115,639.00; 4 Year-Old-At-Risk Youth program, for children that don't qualify for the Head Start Program-$64,800.00.

Dr. Thomas stated that the FY96 budget showed a 12.66% increase in local funds. Dr. Thomas continued by listing the major reasons for this increase as follows:

1. additional number of students;
2. 4 new school buses;
3. underground tanks;
4. 3 Primary School teachers;
5. 2 School Nurses;
6. 1 Secondary Teacher;
7. 5% Pay Increases.

Dr. Thomas then reviewed the estimated receipts and expenditures in the schools proposed FY96 budget.

Dr. Thomas answered questions from the Board of Supervisors members, concerning various line items in the proposed budget.

After further discussion Mr. Paulette thanked and excused Dr. Thomas.

Mrs. Ferguson provided information from Mr. Waddell on the computer for the landfill.

Discussion followed as to the merits of different computer systems.

Mr. Carwile discussed problems with the landfill billing materials and requested Mrs. Ferguson review this process.

Mr. Carwile suggested that the Board of Supervisors review the agenda format and perhaps schedule a time for citizens comments.

After discussion, and by consensus, the Board asked Mrs. Ferguson to research this and return to the Board with additional information.

Mr. Carwile also suggested that the Board of Supervisors ask someone to design a plan to remodel the meeting room and possibly have a platform area with desk, etc. like the Town of Appomattox has done.

Being no further business, on a motion by Mr. Moore seconded by Mr. Torrence the meeting was adjourned until March 20, 1995 at 7:30 P.M. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Philip E. Paulette

Chairman

A joint public hearing of the Appomattox County Board of Supervisors and the Appomattox County Planning Commission was held on March 20, 1995 at 7:30 P.M. in the School Board Conference Room, North Court Street, Appomattox, VA.

Present (Board of Supervisors):
- Philip E. "Gus" Paulette, Chairman - Courthouse District
- Nina B. Beasley - Falling River District
- Frank H. Carwile - Wreck Island District
- Russell H. Moore - Piney Mountain District
- Dennis W. Torrence - Appomattox River District

Present (Planning Commission):
- Al Sears
- Bobby Mitchell
- Robert Johnson
- Russell H. Moore

Debra Chernault
Wayne Lewis
Calvin Tanner
Claude A. Moore
Charles Smith

Also Present:
W. M. Caldwell, Clerk Planning Commission

Mr. Paulette called the meeting to order and explained the purpose of the public hearing was to receive comments on three (3) zoning petitions. Mr. Paulette then asked Bill Caldwell, Clerk to the Planning Commission to read the first petition.

Mr. Caldwell read petition number 95-236 of Pogo Outdoor Advertising for a Conditional Use Permit to allow off premise advertising sign to be located on Route 460 East between Route 707 and Route 695. Property is owned by H. Wayne Moore and is zoned M-1.

Mr. Paulette asked if anyone wished to make comments concerning this petition.

Mr. Bob Poehner with Pogo Outdoor Advertising spoke and stated that he would be installing a similar size and type sign that he has located at other areas in the County.

Hearing no other comments, Mr. Paulette asked Mr. Caldwell to read the next petition.

Mr. Caldwell read petition number 95-237 of Michael D. McCormick for a Conditional Use Permit for Restaurant, Hunting and Fishing Equipment Sales, Boat Rentals and Game Room. Property is located on Route 26 between Route 717 and Route 605. Property is zoned V-1.

Mr. Paulette asked if anyone wished to comment on this petition.

Mr. Michael D. McCormick spoke and stated that a business had been operated at this location up until 1986 and he would appreciate consideration be given to his request.

Being no other comments, Mr. Paulette asked Mr. Caldwell to read the final petition.

Mr. Caldwell read petition number 95-238 of Ronald L. Horton requesting a Conditional Use Permit to allow Home Occupation. (Music instrument sales and repair). Property is zoned A-1 and is located on Route 460 East between Route 633 and Route 630.

Mr. Horton addressed the group and asked that favorable consideration be given to his request for a Conditional Use Permit.

Mr. Paulette asked for other comments concerning this petition.

Mr. Caldwell read the following letter into the record:

Mr. W. M. Caldwell
Clerk, Planning Commission

Sir:

Re: Your letter 3/13/95 concerning Public hearing March 20, 1995.

As for zoning petition 95-238, I have no objection to the zoning petition to allow Ronald L. Horton, a conditional use permit to allow his home occupation of "Music Instrument Sales and Repair".

I will be unable to attend this hearing 3/20/95.

Albert H. Morris 3/16/95

Being no further petitions Mrs. Beasley made a motion seconded by Mr. Torrence to adjourn until March 27, 1995 at 7:00 P.M.

Philip E. Paulette
Chairman

A recessed meeting and budget work session of the Appomattox County Board of Supervisors was held on March 27, 1995 at 7:00 P.M. in the School Board Office Conference Room, North Court Street, Appomattox, Virginia.

Present:

Philip E. "Gus" Paulette, Chairman - Courthouse District
Nina E. Beasley - Falling River District
(arrived at 8:00 P.M.)
Frank H. Carwile - Wreck Island District
Russell H. Moore - Piney Mountain District
Dennis W. Torrence - Appomattox River District

Also Present:

Aileen T. Ferguson - County Administrator
Thomas W. Lawson - County Attorney

Mr. Paulette asked Mrs. Ferguson to review the status of the Route 620/622 "proposed super site".

Mrs. Ferguson explained that Mr. & Mrs. Ranson were not interested in selling the property, proposed for the site, but were agreeable to signing a fifteen year lease agreement with the County. Mrs. Ferguson then provided each member with a copy of the proposed lease agreement for review.

After discussion, Mr. Torrence made a motion seconded by Mr. Moore to enter into the lease agreement with Mr. & Mrs. John H. Ranson, Sr. , for property located on Routes 620/622 to be used as a "super site", after the County Attorney has advised if a lease payment would be required to make the document binding. Vote: Mr. Paulette, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye. Mrs. Beasley was absent.

Mrs. Ferguson next advised the Board that Mrs. Carolyn Lawson had requested the Board approve $1,000.00 funding for the Appomattox Arts Council in order for them to receive a matching grant from the State.

After discussion, and by consensus of the Board, it was agreed that Mrs. Ferguson could mail the letter as submitted to the Commission of Arts and inform them that funding of the above request would be considered during the FY96 budget process but no commitment has been made at this time. This action would allow the Appomattox Arts Council to meet the grant application deadline of April 1, 1995.

Mrs. Ferguson next asked the Board's permission to publish an article in the local paper, outlining the process for appealing the 1996 reassessment values.

After discussion, the Board by consensus, agreed that an article on the reassessment process would be appropriate and directed Mrs. Ferguson to work with Mr. Monte Mays, Commissioner of Revenue to prepare the article.

Mrs. Ferguson gave the Board copies of the proposed FY96 budget and estimated revenue.

A general review of the FY96 revenue estimate and FY96 budget followed.

8:00 P.M. Mrs. Beasley arrived.

Mrs. Ferguson presented the Board with information provided by Dr. Thomas concerning the Middle School Renovation. (Information on file in March 1995 Board File).

After a lengthy discussion, Mr. Torrence made a motion seconded by Mrs. Beasley to approve $5,000,000.00 renovation, from the Literary Loan Fund at 2% interest, with debt service schedule as follows:

APPOMATTOX COUNTY, VIRGINIA
SERIES 1995 LOCAL SCHOOL BONDS
(LITERARY FUND LOAN) $5,000,000

DEBT SERVICE SCHEDULE

Date	Principal	Coupon	Interst	Period Total	Fiscal Total
1/15/97			53,888.89	53,888.89	53,888.89
7/15/97	250,000.00	2.000000	50,000.00	300,000.00	
1/15/98			47,500.00	47,500.00	347,500.00
7/15/98	250,000.00	2.000000	47,500.00	297,500.00	
1/15/99			45,000.00	45,000.00	342,500.00

7/15/99	250,000.00	2.000000	45,000.00	295,000.00	
1/15/ 0			42,500.00	42,500.00	337,500.00
7/15/ 0	250,000.00	2.000000	42,500.00	292,500.00	
1/15/01			40,000.00	40,000.00	332,500.00
7/15/01	250,000.00	2.000000	40,000.00	290,000.00	
1/15/02			37,500.00	37,500.00	327,500.00
7/15/02	250,000.00	2.000000	37,500.00	287,500.00	
1/15/03			35,000.00	35,000.00	322,500.00
7/15/03	250,000.00	2.000000	35,000.00	285,000.00	
1/15/04			32,500.00	32,500.00	317,500.00
7/15/04	250,000.00	2.000000	32,500.00	282,500.00	
1/15/05			30,000.00	30,000.00	312,500.00
7/15/05	250,000.00	2.000000	30,000.00	280,000.00	
1/15/06			27,500.00	27,500.00	307,500.00
7/15/06	250,000.00	2.000000	27,500.00	277,500.00	
1/15/07			25,000.00	25,000.00	302,500.00
7/15/07	250,000.00	2.000000	25,000.00	275,000.00	
1/15/08			22,500.00	22,500.00	297,500.00
7/15/08	250,000.00	2.000000	22,500.00	272,500.00	
1/15/09			20,000.00	20,000.00	292,500.00
7/15/09	250,000.00	2.000000	20,000.00	270,000.00	
1/15/10			17,500.00	17,500.00	287,500.00
7/15/10	250,000.00	2.000000	17,500.00	267,500.00	
1/15/11			15,000.00	15,000.00	282,500.00
7/15/11	250,000.00	2.000000	15,000.00	265,000.00	
1/15/12			12,500.00	12,500.00	277,500.00
7/15/12	250,000.00	2.000000	12,500.00	262,500.00	
1/15/13			10,000.00	10,000.00	272,500.00
7/15/13	250,000.00	2.000000	10,000.00	260,000.00	
1/15/14			7,500.00	7,500.00	267,500.00
7/15/14	250,000.00	2.000000	7,500.00	257,500.00	
1/15/15			5,000.00	5,000.00	262,500.00
7/15/15	250,000.00	2.000000	5,000.00	255,000.00	
1/15/16			2,500.00	2,500.00	257,500.00
7/15/16	250,000.00	2.000000	2,500.00	252,500.00	
1/15/17					252,500.00
	5,000,000.00		1,053,888.89	6,053,888.89	
ACCRUED					
	5,000,000.00		1,053,888.89	6,053,888.89	

Dated 7/01/96 with Delivery of 7/01/96
Bond Years 52,694,444
Average Coupon 2.000000
Average Life 10.538889
N I C % 2.000000 % using 100.0000000
T I C % 1.999955 % From Delivery Date

Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Torrence made a motion seconded by Mr. Carwile to direct the School Board to leave the football stadium and baseball field at the Middle School intact. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Torrence made a motion seconded by Mr. Moore that construction at the Middle School be done on the property the School Board presently owns. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Being nothing further, Mrs. Beasley made a motion seconded by Mr. Moore to adjourn at 9:37 P.M. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Philip E. Paulette
Chairman

A public hearing of the Appomattox County Board of Supervisor's was held on April 3, 1995 at 6:30 P.M. in the School Board Conference Room, North Court Street, Appomattox, Virginia.

Present:
Philip E. "Gus" Paulette, Chairman - Courthouse District
Frank H. Carwile - Wreck Island District
Russell H. Moore - Piney Mountain District
Dennis W. Torrence - Appomattox River District

Absent:
Nina B. Beasley - Falling River District

Also Present:
Aileen T. Ferguson - County Administrator
Sandra Lindsay, Resident Engineer -) Virginia Department
Don Austin, Assistant Resident Engineer-) of Transportation
Robert Brown - Contract Administrator -)

Mr. Paulette called the meeting to order at 6:30 P.M. and explained that this was the annual Secondary Road public hearing. Mr. Paulette then asked Don Austin, Assistant Resident Engineer to present the Secondary Improvement Budget Priority List.

Mr. Austin explained the purpose of the hearing was to present the proposed priority list for '95-'96 secondary improvement budget and also to accept request for new additions and improvements.

Mr. Austin explained that the improvement budget for '95-'96 was based on the current six-year plan revised in December 1993. Mr. Austin continued by saying that the plan will be revised this fall and beginning this year will be revised annually in the fall of each year. Mr. Austin stated the only items that may be included on the budget each year are items that are in the Six Year Plan.

Mr. Austin then read the following document:

APPOMATTOX COUNTY
1995-1996 PRIORITY LIST
SECONDARY IMPROVEMENT BUDGET

		Tentative Allocation
1.	0653-006-P86,N501 From: Route 721 TO: Route 608 T.C. 60 VPD Len. 2.30 mi. Grade, Drain Stabilize and S.T. (Finance Deficit)	71,500
2.	County Wide Items (Rural Additions, Trc. Services Entrances, Preliminary Engr. Fert. & Seeding)	93,000
3.	0695-006-190,C501 Approaches to Bridge Over N&W Railroad T. C. 98 VPD Len. 0.20 Mi. Estimated Cost: $345,333	213,928
	0695-006-190,B626 Replace Bridge Over N&W Railroad with New Bridge Estimated Cost: $330,000 (Additional Finance)	210,000
4.	0701-006-P92,N501 FROM: Route 24 TO: D.E. T. C. 60 Len. 0.43 Mi. Grade, Drain, Stabilize and S. T. Estimated Cost: $88,000 (Additional Finance)	9,000
5.	0713-066-P93,N501 From: Route 608 TO: D. E. T. C. 60 Len. 0.55 Mi. Grade, Drain, Stabilize and S. T. Estimated Cost: $94,000 (Additional Finance)	31,343
6.	1112-006-P ,N FROM: Route 1111 TO: Route 1103	37,000

T. C. 67 Len. 0.15 MI.
Grade, Drain, Stabilize and S. T.
Estimated Cost: $37,000

7. 1111-006-P ,N 38,000
FROM: Route 1103
TO: D.E.
T. C. 53 Len. 0.11 Mi.
Grade, Drain, Stabilize and S. T.
Estimated Cost: $38,000

8. 0631-006-P ,N 7,000
FROM: 0.37 Mi. E. Route 627
TO: 0.153 Mi.
T. C. 60 Len. 1.16 Mi.
Grade, Drain, Stabilize and S. T.
Estimated Cost: $207,000
(Preliminary Engr.)

9. 0608-006-142,C502 285,000
FROM: 0.086 Mi. W. Route 609
TO: Route 669
T. C. 1106 Len. 1.74 Mi.
Reconstruction of Existing Roadway
Estimated Cost: $1,513,110
(Additional Finance)

10. 0634-006-191,M501 22,500
FROM: Route 460
TO: Route 632
T. C. 630 Len. 0.50 Mi.
Reconstruction of Existing Roadway
Estimated Cost: $454,800
(Preliminary Engr.)
TOTAL PROJECTED ALLOCATIONS $ 1,018,831

Mr. Austin then answered questions concerning project funding.

Mr. Austin explained the guidelines for roads being included in rural additions.

Mr. Austin next asked for request for new additions or improvements to the secondary road system.

Appomattox River District:
Mr. Torrence presented a request from Ms. Lou Workman for improvements to Route 626 (Section called Carson Farm Road) of 1.13 miles.

Mr. Torrence's second request was from Mr. Kenneth Doss for improvements to Route 639 between Route 632 and Route 627.

Courthouse District:
No requests.

Falling River District:
Mr. Ronnie Cyrus came forward and stated that he lived at the intersection of Route 700 and Route 675, and that he is requesting Route 675 be paved. Mr. Cyrus continued by saying that in the past few years, three new residences have been constructed on Route 675 and that there were five families there now, within about one mile or less.

Mr. Jimmy Bollinger came forward next and explained that his request is also for Route 675 to be paved. He continued by stating that he has a seven year old child that was asthmatic and the dust from the road caused her lots of problems.

Piney Mountain District:
Ms. Dianne Miller came forward and stated that she lived on Route 677 and was not sure what district that was in. Ms. Miller explained that she lived on the new access road and had understood when the road was done, that two additional coats of surface treatment would be put on this road, which has not been done. Ms. Miller is requesting that all of her end of Route 677 be resurfaced.

Wreck Island District:
No requests.

Mr. Austin stated that he wanted to verify there were no requests for new additions.

Hearing no further requests, Mr. Paulette closed the public hearing at 7:02 P.M.

Philip E. Paulette
Chairman

The regular meeting of the Appomattox County Board of Supervisors was held on April 3, 1995 at 7:00 P.M. in the School Board Conference Room, North Court Street, Appomattox, VA

Present:
- Mr. Philip "Gus" Paulette, Chairman - Courthouse District
- Mr. Frank Carwile - Wreck Island District
- Mr. Russell Moore - Piney Mountain District
- Mr. Dennis W. Torrence - Appomattox River District

Absent:
- Ms. Nina B. Beasley - Falling River District

Also Present:
- Ms. Aileen T. Ferguson - County Administrator
- Mr. Thomas W. Lawson - County Attorney

Mr. Paulette called the meeting to order at 7:03 P.M. and asked Supervisor Torrence to deliver the invocation.

Mr. Paulette called for additions or corrections to the minutes.

Mr. Carwile stated that in the March 6, 1995 minutes, page 7, paragraph 2, that his understanding was that Mrs. Ferguson was not given the authority to determine the use of the vacant space but was instructed to bring this back to the Board for approval.

Mrs. Ferguson explained that she would review the tapes in order to correct the minutes.

Mr. Carwile made a motion seconded by Mr. Torrence to approve the minutes of the March 6, 1995 public hearing; the minutes of the March 6, 1995 regular meeting with corrections; the recessed meetings of March 7, 1995; and March 27, 1995. Vote: Mr. Paulette, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette then called on Ms. Sandra Lindsay, Virginia Department of Transportation, Resident Engineer, to appear before the Board.

Mr. Paulette asked Ms. Lindsay to brief the Board as to the status of the traffic pattern at the Shopping Center.

Ms. Lindsay explained that there have been a lot of complaints but the problem seems to be better.

Discussion followed concerning continued problems in this area.

Being nothing further for Ms. Lindsay, Mr. Paulette thanked her and called Mr. William Slagle, with Virginia Fibre, to appear before the Board.

Mr. Slagle began by explaining that his purpose for addressing the Board was two fold. First, Mr. Slagle complemented the Board on the landfill operation. Mr. Slagle stated that County was far ahead of other localities in their recycling efforts. Second, Mr. Slagle introduced Ms. Caroline Bell, Virginia Fibre's OCC Purchasing Manager and asked Ms. Bell to address the Board concerning recycling.

Ms. Bell began by giving the Board a brief background explanation of the uses for cardboard in Virginia Fibre's operation and explained what Virginia Fibre was paying for this cardboard.

After Ms. Bell's presentation she answered questions concerning recycling and the proposed partnership with the County.

After further discussion, Ms. Bell presented the County with a check for $3,073.40 for the first load of cardboard delivered to Virginia Fibre.

Being no further questions, Mr. Paulette, thanked Ms. Bell and Mr. Slagle for their presentation.

Mr. Paulette next recognized Mr. Charlie Peterson, Solid Waste Administrator and Mr. David Garrett, Superintendent of Public Works, for the Town of Appomattox.

Mr. Peterson and Mr. Garrett presented the Board members with a plan for recycling that should generate revenue after expenses have been paid.

Discussion followed concerning the proposed recycling plans for the County.

After discussion, Mr. Paulette requested that Mr. Peterson and Mr. Garrett get together and present a written explanation to the Board concerning revenue and expenditure projections involved with the proposed recycling plan.

Mr. Paulette then thanked Mr. Peterson and Mr. Garrett and recognized Mr. Charles T. Moses.

Mr. Moses began by thanking the Board members for an opportunity to address the Board concerning the County's participation in the Blue Ridge Regional Jail.

Mr. Moses asked several questions concerning participation by the County in the Regional Jail.

Mr. Moses continued by stating that there are five things that bother him about the County participating in the Regional Jail.

1.) The Board members have the ability to spend the taxpayers dollars better than someone from Lynchburg, Campbell or Bedford counties;

2.) Mr. Moses stated that when he voted for Mr. Paulette he felt that Mr. Paulette would see that the taxpayers dollars were spent best, with his abilities, locally, not sending it off for another County to spend;

Mr. Moses stated that he may have some of the following facts wrong.

3.) Regional Jail Cost will be $29 million dollars. Mr. Moses stated that he was not sure what part of this Appomattox would be obligated for. He would feel that our part would be around 2 million dollars.

4.) An appraisal was done on August 18, 1994 by Milton Appraisal Company, appraising the Sheriff's office space at approximately $135,000.00. They appraised the Jail and Office space together at between $500,000.00 and $525,000.00. Mr. Moses stated that the Regional Authority has offered Appomattox County $142,055.00 for this building.

5.) Milton Appraisal also appraised a lot in Lynchburg, that is the proposed site for the Regional Jail, the City asked $1,500.000.00 for this lot. There was a meeting in Lynchburg and the City agreed to drop the price to $1,000,000.00 Milton Appraisal appraised this lot for $175.000.00.

Mr. Moses continued with further comments and closed by saying that he feels that the County should not participate in the Regional Jail.

Mr. Paulette thanked Mr. Moses and called Messers. James Ashby and Walter Taylor to appear before the Board.

Mr. Ashby presented the Board with a handout (on file in April 1995 Board File) and explained that they were interested in starting a business in the County. Mr. Ashby gave a brief explanation of the nature of his proposed business, which is to pickup garbage door to door. Mr. Ashby is requesting that he be allowed to use the container sites throughout the County, as well as not be charged the $100.00 commercial hauler fee.

After discussion, Mr. Paulette told Messers. Ashby and Taylor that the Board would consider this request and directed Mrs. Ferguson to check with the County Attorney concerning legal issues involved with this request.

Mr. Paulette next asked for Supervisor Concerns:

Mr. Carwile began by asking Mrs. Ferguson if she had received any information concerning public participation in Board meetings.

Mrs. Ferguson stated that she would continue to research this matter.

Mr. Carwile next asked the Board members to instruct Mrs. Ferguson to begin researching E911 for Appomattox County.

The Board by consensus, asked Mrs. Ferguson to proceed with gathering information on E911.

Mr. Carwile asked if any further information was available on the property adjacent to the ball park.

Mrs. Ferguson stated there was no new information on this matter.

Mr. Carwile next asked that Mrs. Ferguson contact the School Board and request budget and expenditure figures for teachers salaries and benefits, for the last two (2) years.

Mr. Carwile then asked that the BOARDROOM sign on the Clerk's Office be removed and possibly relocated to the present room being used for Board meetings.

Mr. Carwile asked Mrs. Ferguson if she knew who placed the recycling dumpster on the property located behind STOP-IN. He continued that someone had placed a dumpster on property without the permission of the owner.

Mrs. Ferguson stated she would look into this and see what needed to be done.

Mr. Carwile finally, presented the Board with a handout from the Supervisor handbook for their information (in April 1995 Board file).

Mr. Torrence stated that with the general reassessment, there had been a great deal of concern over the 1996 tax rate. Mr. Torrence said he had spoken with Mrs. Belter, Treasurer, and she said the rate must be set after January 1 of the year the tax was due.

Mr. Paulette called for other Supervisor concerns. Hearing none, he proceeded with the first item under administrative items, a request from Mrs. Virginia Tyler that she be allowed to personally purchase and install a marker at the Flood Mausoleum.

Mr. Torrence made a motion seconded by Mr. Carwile to allow Mrs. Tyler to purchase and install a bronze marker at the Flood Mausoleum. Vote: Mr. Paulette, aye: Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette presented a request from the Chamber of Commerce for a proclamation supporting "Operation Spruce-Up" in Virginia.

Mr. Carwile made a motion seconded by Mr. Moore to pass the following proclamation:

PROCLAMATION

WHEREAS, the Governor has recognized April 1 - 23, 1995 as "Operation Spruce Up" Weeks in Virginia; and

WHEREAS, the Appomattox County Chamber of Commerce has requested that the Appomattox County Board of Supervisors support this concept in Appomattox; and

WHEREAS, the Appomattox County Board of Supervisors takes pride in it's community and it's historical significance;

NOW THEREFORE, the Appomattox County Board of Supervisors proclaims, April 1 - 23, 1995 as "Spruce Up Days" in Appomattox County and encourages our citizens to participate in some "spruce up" activity.

Vote: Mr. Paulette, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette presented a request from the Mayor of Pamplin for a Musical or Entertainment Permit for their Annual Pamplin Days.

Mr. Torrence made a motion seconded by Mr. Moore to approve the permit for "Pamplin Days", May 12-13, 1995, and waive the fee and bond requirements. Vote: Mr. Paulette, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette asked if the Board wished to place the three old Sheriff's vehicles in the school auction.

Mr. Carwile made a motion seconded by Mr. Torrence to place the three old Sheriff's vehicles in the school auction. Vote: Mr. Paulette, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette next presented appropriation request from the County Administrator for an appropriation to cover refunds for taxes paid in error.

Mr. Torrence made a motion seconded by Mr. Moore to appropriate $119.25 to the Refund line in the Board of Supervisors budget. Vote: Mr. Paulette, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

The next request was for an appropriation to the Ball Park Fund for donation received.

Mr. Carwile made a motion seconded by Mr. Torrence to appropriate $25.00 to the Ball Park Fund. Vote: Mr. Paulette, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette next presented a request from the School Board for an appropriation from the Cafeteria Fund.

Mr. Moore made a motion seconded by Mr. Torrence to appropriate $160,000.00 from the Cafeteria Account to cover cafeteria expenses. Vote: Mr. Paulette, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

The School Board, also, made a request for an appropriation from the Athletic Fund for April, 1995.

Mr. Torrence made a motion seconded by Mr. Moore to appropriate $574.02 from the Athletic Fund for the month of April 1995. Vote: Mr. Paulette, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette presented a request from Sheriff Richardson for an appropriation from the Asset/Forfeiture Account.

Mr. Torrence made a motion seconded by Mr. Carwile to appropriate $142.73 from the Asset/Forfeiture Account. Vote: Mr. Paulette, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette next presented a request from Carolyn Lawson for a line item transfer to cover office supplies and mileage.

Mr. Carwile made a motion seconded by Mr. Torrence to approve the following line item transfers:

Line Item		Delete	New Total
7205-3006	Printing	$42.00	$458.00
7205-5411	Books	10.00	140.00
7205-5801	Dues	65.00	85.00
7205-7001	Equipment	20.00	520.00

7205-5804	Education	200.00	300.00
		Add	New Total
7205-5401	Office Supplies	$137.00	$787.00
7205-5501	Mileage	200.00	1203.00

Vote: Mr. Paulette, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette presented the first recommendation from the Planning Commission for Petition #95-236 for Pogo Outdoor Advertising. The Planning Commission recommended approval.

After discussion, Mr. Moore made a motion seconded by Mr. Torrence to approve Petition #95-236 of Pogo Outdoor Advertising for a Conditional Use Permit to allow off premise advertising sign to be located on Route 460 East between Route 707 and Route 695. Property is owned by H. Wayne Moore and zoned M-1. Vote: Mr. Paulette, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette presented the next request from Michael D. McCormick for a Conditional Use Permit and stated that the Planning Commission recommended approval.

Mr. Moore made a motion seconded by Mr. Torrence to approve Petition #95-237 of Michael D. McCormick for a Conditional Use Permit for Restaurant, Hunting and Fishing Equipment Sales, Boat Rentals, and Game Room. Property is located on Route 26 between Route 717 and Route 605. Property is zoned V-1. Vote: Mr. Paulette, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette read Petition #95-238 of Ronald L. Horton for a Conditional Use Permit and explained that the Planning Commission recommended approval.

Mr. Torrence made a motion seconded by Mr. Moore to approve Petition #95-238 of Ronald L. Horton for a Conditional Use Permit to operate a music instrument sales and repair from his home. Property is zoned A-1 and is located on Route 460 East between Route 633 and Route 630. Vote: Mr. Paulette, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette presented a request from the Commonwealth Attorney for an appropriation from the Asset/Forfeiture Account.

Mr. Torrence made a motion seconded by Mr. Moore to appropriate $3.45 from the Asset/Forfeiture Account for the Commonwealth Attorney. Vote: Mr. Paulette, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette next explained that Mr. & Mrs. E. T. Richardson were requesting the Board either repeal or revise the Restaurant Inspection Ordinance to allow them to operate a food take out at Pamplin Exxon Servicenter.

After discussion, Mrs. Ferguson was instructed to get with the County Attorney to see what could be done.

Mr. Lawson explained to the Board the status of the right-of-way to the old Stonewall School Property and asked permission to take further action in this matter.

After discussion, Mr. Carwile made a motion seconded by Mr. Torrence to allow Mr. Lawson, County Attorney, to proceed with necessary action to procure the needed right-of-way to the Stonewall Precinct property. Vote: Mr. Paulette, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Being no further business, Mr. Torrence made a motion seconded by Mr. Moore, at 8:45 P.M., to adjourn until April 10, 1995 at 7:00 P.M. Vote: Mr. Paulette, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Philip E. Paulette
Chairman

A recessed meeting and budget work session was held on April 10, 1995 at 7:00 P.M. in the School Board Conference Room, North Court Street, Appomattox, Virginia.

Present:
Mr. Philip "Gus" Paulette, Chairman - Courthouse District
Mr. Frank H. Carwile - Wreck Island District
Mr. Russell H. Moore - Piney Mountain District (late)
Mr. Dennis W. Torrence - Appomattox River District

Absent:
Ms. Nina B. Beasley - Falling River District

Also Present:
Ms. Aileen T. Ferguson, County Administrator

Mr. Paulette called the meeting to order at 7:00 P.M. and presented a request from the School Board for A Resolution to allow them to apply for a Literary Fund loan for the Middle School addition and renovation.

After discussion, Mr. Torrence made a motion seconded by Mr. Carwile to adopt the following resolution:

Resolution
Literary Fund Loan

WHEREAS, The School Board for the County of Appomattox, on the 10th day of April, 1995, presented to this Board, an application addressed to the State Board of Education of Virginia for the purpose of borrowing from the Literary Fund, $5,000,000.00 for the new school building (or for adding to or improving the present school building) at 300 N. Church Street, to be paid in 20 annual installments, and the interest thereon at 2 per cent paid annually.

RESOLVED, That the application of the County Board to the State Board of Education of Virginia for a loan of $5,000,000.00 from the Literary Fund is hereby approved, and authority is hereby granted the said County School Board to borrow the said amount for the purpose set out in said application.

The Board of Supervisors for said County will each year during the life of this loan, at the time they fix the regular levies, fix a rate of levy for school or make a cash appropriation sufficient for operation expenses and to pay this loan in annual installments and the interest thereon, as required by law regulating loans from the Literary Fund.

Vote: Mr. Paulette, aye; Mr. Carwile, aye; and Mr. Torrence, aye.

Mr. Paulette presented an appropriation request from the School Board for additional State Funds that have been allocated to Appomattox County.

Mr. Carwile made a motion seconded by Mr. Torrence to appropriate $129,209.00 to the School Board due to additional State funds being approved. Vote: Mr. Paulette, aye; Mr. Carwile, aye; and Mr. Torrence, aye.

Mr. Paulette next presented a request from the Magistrate for an appropriation to purchase a computer.

After discussion, Mr. Torrence made a motion seconded by Mr. Carwile to appropriate $1200.00 to the Magistrate for the purchase of a computer. Vote: Mr. Paulette, aye; Mr. Carwile, aye; and Mr. Torrence, aye.

Mr. Paulette presented a request from the Sheriff for an appropriation from the Asset/Forfeiture Account.

Mr. Torrence made a motion seconded by Mr. Carwile to appropriate $10,000.00 from the Asset/Forfeiture Account for the Sheriff and to appropriate $1,292.29 from this $10,000.00 to 3102-3013. Vote: Mr. Paulette, aye; Mr. Carwile, aye; and Mr. Torrence, aye.

Mr. Paulette presented a request from R. L. Bass for $434.00 to pay for electrical work done at the Fire Department.

After discussion, and by consensus of the Board, it was agreed to pay $434.00 from 1101-3002.

Mr. Paulette next presented information from Ann Lawson, Recreation Director, on needed repairs to the backstop at the ball park.

After discussion, and by consensus, the Board asked Mrs. Ferguson to contact Mr. Billy Trent to see if he may be able to repair the backstop at the ball park.

Mr. Paulette presented information provided by the Department of Emergency Services concerning the level of danger for forest fires, due to dry conditions.

After a lengthy discussion, Mr. Torrence made a motion that due to emergency conditions, the Board adopt an ordinance to ban burning in Appomattox County, effective April 10, 1995.

The motion died for lack of a second.

Mr. Paulette asked Mrs. Ferguson to explain the VA Power Agreement that was enclosed in the packet.

Mrs. Ferguson explained that Virginia Association of Counties and Virginia Municipal League have been working with VA Power to negotiate a special rate for local government users. Mrs. Ferguson continued by explaining that she had enclosed the agreement for the Board members to review, prior to signing.

Mr. Paulette asked Mrs. Ferguson if she had been able to obtain any information on the ordinances that were questioned at the April 3, 1995 regular meeting.

Mrs. Ferguson explained that she had spoken with Mr. Lawson, County Attorney and Gary Gilliam, Sanitarian and their solution was change the Restaurant Inspection Ordinance Enforcement Section from the Health Department to the Department of Agriculture.

After discussion, Mr. Torrence made a motion seconded by Mr. Carwile to hold a public hearing May 15, 1995 at 6:30 P.M. to consider revising the Enforcement Section of the Restaurant Inspection Ordinance. Vote: Mr. Paulette, aye; Mr. Carwile, aye; and Mr. Torrence, aye.

Mrs. Ferguson also explained that in order to grant Messers. Ashby and Taylor's request, Mr. Lawson says that the Solid Waste Ordinance will have to be revised.

After a lengthy discussion, no action was taken to revise the Solid Waste Ordinance.

Mrs. Ferguson next explained that she had received a notice from the Commission on Local Government, of the proposed consolidation agreement between Bedford City and Bedford County. Mrs. Ferguson asked if the Board members had comments they would like to convey.

No comments were noted.

Mr. Torrence presented a request that Mr. Peterson and Mr. Garrett be allowed to fly to Chicago to look at a used baler that the County hopes to purchase.

After discussion, Mr. Torrence made a motion to pay Mr. Peterson's expenses to go to Chicago to see the baler in operation.

Hearing no second, Mr. Paulette stated that the motion died for lack of a second.

After further discussion, Mr. Torrence made a motion seconded by Mr. Carwile to pay Mr. Moore's expenses to go to Chicago to look at a used baler. Vote: Mr. Paulette, aye; Mr. Carwile, aye; and Mr. Torrence, aye.

Mr. Paulette asked Mrs. Ferguson if she would give an explanation of the budget and revenue documents that the Board had been provided.

Mrs. Ferguson gave an explanation of each budget and revenue document that was presented to the Board.

Discussion and budget review followed Mrs. Ferguson's explanation. The major increases in each department were highlighted by Mrs. Ferguson.

Mr. Moore arrived during budget discussion of department number 4204.

Budget review and discussion continued.

Mr. Moore made a motion seconded by Mr. Torrence to recess until April 17, 1995 at 7:00 P.M. Vote: Mr. Paulette, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Philip E. Paulette

Chairman

A regular meeting of the Appomattox County Board of Supervisors was held May 1, 1995 at 7:00 P.M. in the School Board Conference Room, North Court Street, Appomattox, Virginia.

Present:
- Philip E. Paulette, Chairman - Courthouse District
- Nina B. Beasley - Falling River District
- Frank H. Carwile - Wreck Island District
- Russell H. Moore - Piney Mountain District
- Dennis W. Torrence - Appomattox River District

Also Present:
- Aileen T. Ferguson - County Administrator
- Thomas W. Lawson - County Attorney

Mr. Paulette called the meeting to order at 7:00 P.M. and asked Supervisor Moore to give the invocation.

Mr. Paulette called for additions and corrections to the minutes.

Mr. Moore made a motion seconded by Mrs. Beasley to approve minutes of the recessed meetings of March 13, 1995; April 10, 1995; regular meeting of April 3, 1995; and public hearings of March 20, 1995; and April 3, 1995, as submitted. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

The following minutes were inadvertently placed out of order.

Public Hearing - April 17, 1995 - Page 630

Board of Supervisors - Recessed Meeting April 17, 1995 - Page 634

Public Hearing - April 24, 1995 - Page 635

Board of Supervisors - Recessed Meeting April 24, 1995 - Page 636

Board of Supervisors - Recessed Meeting April 26, 1995 - Page 640

Mr. Paulette next informed the Board that Ms. Lindsay, Appomattox Resident Engineer, was unable to attend the meeting.

Mr. Paulette presented the first resolution of abandonment and addition on Route 630.

Mrs. Beasley made a motion seconded by Mr. Torrence to adopt the following resolution:

RESOLUTION

At the regular meeting of the Board of Supervisors of Appomattox County, Virginia, held on Monday, May 1, 1995, it was resolved:

WHEREAS, the Virginia Department of Transportation has provided this Board with a sketch dated April 3, 1995, depicting the additions and abandonments required in the Secondary System of state highways as a result of Project 0622-006-P88, N501, which sketch is hereby incorporated herein by reference.

WHEREAS, The new road serves the same citizens as those portions of old road identified to be abandoned and those segments no longer serve a public need, and

NOW, THEREFORE, BE IT RESOLVED, this Board requests the Virginia Department of Transportation to add to the Secondary System of state highways those portions of road identified by the sketch to be added, pursuant to Sec. 33.1-229, Code of Virginia, and

BE IT FURTHER RESOLVED, this Board abandons as part of the Secondary System of state highways those portions of road identified by the sketch to be abandoned, pursuant to Sec. 33.1-155, Code of Virginia;

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Resident Engineer for the Virginia Department of Transportation.
Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette then presented the second resolution concerning two roads in Wildwood Subdivision being taken into the secondary road system.

Mr. Torrence made a motion seconded by Mr. Moore to adopt the following resolution:

RESOLUTION

At the regular meeting of the Board of Supervisors of Appomattox County, Virginia, held this 1st day of May, 1995, it was duly moved and seconded that the following resolution be adopted:

NOW, THEREFORE, BE IT RESOLVED, that the Virginia Department of Transportation is hereby requested to add the street description below and on the attached additions Form SR-5 (A) to the Appomattox County Secondary Road System for maintenance the following subdivision road which has been constructed by the subdivider as a Class "A" subdivision in accordance with the requirements of Section 33.1-229, Code of Virginia and the Virginia Department of Transportation Subdivision Street requirements; **TO WIT:**

Wildwood Subdivision:

Wildwood Road - Beginning at a point on Route 645, .35 mile south of the intersection of Route 643 and running to the east for a distance of .23 mile to a dead end.

Woodland Road - Beginning at the intersection of Wildwood Road running to the south for a distance of .24 mile.

Total Length - .47 miles

Right of Way - 50 feet

BE IT FURTHER RESOLVED, that this Board guarantees a minimum unrestricted 50-foot right of way with additional widths as may be necessary for cuts, fills and drainage together with easements on adjacent properties.

Recorded in Plat Book 10, Pages 99, 100 & 101, September 30, 1994. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Ferguson presented a request for resolution to bring two roads in Hunting Ridge Subdivision into the secondary system.

Mr. Torrence made a motion seconded by Mrs. Beasley to adopt the following resolution:

RESOLUTION

At the regular meeting of the Board of Supervisors of Appomattox County, Virginia, held on the 1st day of May, 1995, it was duly moved and seconded that the following resolution be adopted:

NOW, THEREFORE, BE IT RESOLVED, that the Virginia Department of Transportation is hereby requested to add the street description below and on the attached additions Form SR-5 (A) to the Appomattox County Secondary Road System for maintenance the following subdivision road which has been constructed by the subdivider as a Class "A" subdivision in accordance with the requirements of Section 33.1-229, Code of Virginia and the Virginia Department of Transportation Subdivision Street requirements, **TO WIT:**

Hunting Ridge Subdivision:

Woodchuck Drive - Beginning at a point on Route 1090, .48 mile east of Route 656 (existing end state maintenance) and continuing to the east for a distance of .23 mile to a dead end.

Hollybrook Drive - Beginning at a point on Route 1090, .47 mile east of Route 656 and running to the north for a distance of .17 mile to a dead end.

Total Length - .40 mile
Right-of-Way - 50 feet

BE IT FURTHER RESOLVED, That this Board guarantees a minimum unrestricted 50-foot right of way with additional widths as may be necessary for cuts, fills and drainage together with easements on adjacent properties.

Recorded in Plat Book 8, Pages 70, 71, & 72 on July 20, 1990.
Vote: Mr. Paulette, aye;, Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette noted that Mr. Emmanuel had not arrived and called for Supervisor concerns.

Mr. Carwile mentioned that he had been doing some checking into sludge being spread at the landfill. He stated that this could be profitable to the County and asked that Mrs. Ferguson contact the Health Department and request they attend the June meeting to discuss this with the Board.

Mr. Carwile next asked the Board if they were prepared to discuss the issue of public participation in Board meetings. Mr. Carwile stated that he felt this was an important issue and would like to hear the other supervisors views.

Mr. Paulette stated that he was not opposed to public participation but felt the slot should be at the end of the meeting in order that business could be conducted in a timely manner. Mr. Paulette stated that he had noticed that some counties allowed a certain number of people, some a certain amount of time per person. Mr. Paulette continued by saying he felt one thing that we didn't want to get into was discussing personnel. Mr. Paulette felt that anything of that nature should be directed to the County Administrator.

Mr. Carwile stated that he agreed with some of the points that Mr. Paulette had made. He only felt that the public should have the right to appear before the Board without having to be on the agenda. He continued by saying the Board could set guidelines which would control the meeting.

Mr. Torrence stated that he had no problem with citizen participation in meetings, but felt the present system worked fine and gave anyone that opportunity. Mr. Torrence continued by stating that he had no problem with public participation but felt definite guidelines should be established.

Mr. Moore stated that he felt definite guidelines should be in place.

Mr. Paulette stated that he felt the Board agrees that there may be a need for this type slot on the agenda but feels that the Board members should review the information provided and come up with guidelines as to how this would be controlled.

Mr. Paulette then recognized Mr. Norman Emmanuel and Mr. John Zagotos to appear before the Board.

Mr. Paulette thanked Mr. Emmanuel for coming and asked if he would tell the Board a little about his operation.

Mr. Emmanuel began by saying he had been recycling tires for 38 years. Mr. Emmanuel stated they recycle approximately five million tires now, with their business area mainly in Maryland. He continued by saying they had a interest in locating in this area. Mr. Emmanuel explained that the operation would not start out as large as the one in Baltimore, but if it were that large, they would hire between 35 to 40 employees.

A lengthy discussion followed with Mr. Emmanuel answering questions concerning his proposed operation.

After discussion, and by consensus of the Board, Mr. Lawson, County Attorney, was directed to draw up an agreement with Mr. Emmanuel for approval.

Mr. Paulette thanked Mr. Emmanuel and Mr. Zagoto for coming and then called Ms. Renee Trent Maxey, Piedmont Court Services, to appear before the Board.

Ms. Maxey began by presenting the Board members with a handout detailing the Piedmont Court Services operation. (Handout on file in May 1995 Board File.)

Ms. Maxey explained that Piedmont Court Services had been providing services since 1983 and that her purpose for coming before the Board was to provide an overview of the services they offer.

Ms. Maxey explained that new legislation would be taking effect July 1, 1995 which would require a resolution from Appomattox County, in order for Piedmont Court Services to continue to provide services for the County. Mrs. Maxey explained that presently she services nine (9) Counties and that six (6) of these nine Counties has already signed on with Piedmont Court Services for July 1, 1995-September 30, 1995.

Ms. Maxey explained that she would like to continue to provide services for Appomattox County, if the Board of Supervisors could see fit to allow Piedmont Court Services to continue to provide these services.

Mr. Paulette thanked Ms. Maxey for her presentation and explained that Ms. Allen with VASAP would be unable to attend the meeting tonight.

Mr. Lawson, County Attorney, was asked if he could provide information on VASAP.

Mr. Lawson explained that he and Mrs. Ferguson, County Administrator, had met with Judge Spencer and the State Director of VASAP and that VASAP has an interest in providing these services to the courts. Mr. Lawson continued by saying the major difference in these two programs is that VASAP is self-supporting.

Mr. Lawson continued by providing information concerning the differences in the two programs being offered.

Mr. Paulette thanked Mr. Lawson for his comments and presented the first item under Administrative Items which was the Virginia Power agreement.

After discussion, no action was taken.

Mr. Paulette next explained that Virginia Department of Economic Development was asking for a proclamation promoting May 21-27, 1995 as Industry Appreciation Week.

Mr. Torrence made a motion seconded by Mrs. Beasley to adopt the following proclamation:

PROCLAMATION

INDUSTRY APPRECIATION WEEK IN VIRGINIA

WHEREAS, Appomattox County is blessed with a strong manufacturing base; and

WHEREAS, these industries provide much needed jobs for the citizens of Appomattox County; and

WHEREAS, these same industries provide local taxes from which the entire local citizenry benefit; and

WHEREAS, we recognize and appreciate these important facts;

NOW, THEREFORE, we the Board of Supervisors of Apppomattox County hereby salutes our existing industry base, and by virtue of this proclamation give notice to our citizens that Virginia Industries Are Building A Better Commonwealth;

AND, FURTHER, that the Week of May 21-27, 1995, is Industry Appreciation Week in Appomattox County.
Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette presented a request from Central Virginia Planning District Commission for Appomattox County to participate in a household hazardous waste collection program with surrounding localities.

After discussion, no action was taken.

Mr. Paulette next presented appropriation requests from the Law Library, Sheriff's Department, Reassessment Office, Library Fund and the Athletic Fund.

Mr. Torrence made a motion seconded by Mrs. Beasley to appropriate $975.65 from the Law Library Fund for the month of May, 1995. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Beasley made a motion seconded by Mr. Moore to appropriate $1,844.00 to 3102-5305 to cover rebate for three (3) vehicles deleted from insurance policy. Vote: Mrs. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Carwile made a motion seconded by Mrs. Beasley to appropriate $2,450.00 to pay salaries for Board of Assessors. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Torrence made a motion seconded by Mr. Moore to appropriate $600.00 from the Library Fund for the month of May 1995. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Moore made a motion seconded by Mrs. Beasley to appropriate $1,404.17 from the Athletic Fund for the month of May 1995. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette next brought up line item transfer request for the Landfill and the Office on Youth.

Mr. Torrence made a motion seconded by Mr. Moore to transfer $5,500.00 from 4204-3002 to 4204-5401 ($500.00) and 4204-3004 ($5,000.00). Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Beasley made a motion seconded by Mr. Moore to approve the following line item transfers:

Delete from 7205-1003 - Part-Time Salaries	$1,200.00
Add - 7205-5501 Mileage	300.00
Add - 7205-5203 Telephone	200.00
Add - 7205-5401 Office Supplies	300.00
Add - 7205-5411 Books/Materials	400.00

Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette next asked if any Supervisor had legislative concerns they would like Virginia Association of Counties to incorporate into their 1994 Legislative Program.

Mr. Torrence stated he would like to see legislature add one cent to the sales tax that would be returned to localities.

Mr. Paulette stated that he felt Welfare Reform was of major concern to local government and that this was already an issue that VACO was working on.

Mr. Paulette explained that the Board of Supervisors needed to take action from the public hearing of April 24, 1995 to dispose of property donated to the Athletic Fund. Mr. Paulette explained there were no comments made at public hearing.

Mr. Torrence made a motion seconded by Mr. Moore to give Mrs. Belter, Treasurer, permission to sell the property donated by Courtland Mfg. to the Athletic Fund. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette next presented Planning Commission recommendations from the April 17, 1995 public hearing.

Mr. Paulette presented petition 95-239 and stated the Planning Commission recommended approval.

Mr. Torrence made a motion seconded by Mr. Moore to approve petition number 95-239 of George H. Bryan for Conditional Use Permit to allow home occupation (musical instrument repair). Property is zoned A-1 and is located on Route 721 between Route 608 and Route 653. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette then presented petition 95-240 and stated Planning Commission recommended approval with provisions.

Mr. Carwile made a motion seconded by Mr. Moore to approve petition number 95-240 of F. B. Litchford, Jr. to rezone property from A-1 to M-1 and Conditional Use to allow Trailer Storage lot. Property is located on Route 460 between Route 667 and Route 648, provided that screening (pines) is provided on the end of the property closest to Jellystone Park. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette next brought petition number 95-241 before the Board and explained the Planning Commission recommended approval.

Mr. Moore made a motion seconded by Mr. Carwile to approve petition number 95-241 of Steven T. Conner to rezone property from A-1 to B-1. Property is located on Route 605 between Route 60 and Buckingham County Line. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette then presented petition 95-242 of Rosa Huff Guill and stated the Planning Commission recommended disapproval.

Mr. Carwile asked Mr. Moore if he could explain why the Planning Commission recommended disapproval on this petition.

Mr. Moore explained that approval would have been considered spot zoning which the Planning Commission could not recommend.

After discussion, Mr. Torrence made a motion seconded by Mr. Moore to accept the Planning Commissions recommendation and disapprove petition number 95-242 of Rosa Huff Guill to rezone property located on Route 604 between Route 727 and Route 719 from R-1 to R-2.
Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette next presented petition number 95-243 and stated the Planning Commission recommended approval.

Mr. Moore made a motion seconded by Mrs. Beasley to approve petition number 95-243 of Jennifer Jamerson for a Conditional Use Permit to allow mobile home in Village District. Property is located on Route 26 between Route 608 and Route 615. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore aye; and Mr. Torrence, aye.

Mr. Paulette presented petition 95-244 and explained the Planning Commission recommended approval.

Mr. Moore made a motion seconded by Mr. Torrence to approve petition number 95-244 of James R. Almond for a Conditional Use Permit to allow mobile home in Village District. Property is located on Route 727 between Route 644 and Route 644. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette presented the last petition for consideration, petition number 95-245 and explained the Planning Commission recommended approval.

Mr. Carwile made a motion seconded by Mr. Torrence to approve petition number 95-245 of Central Virginia Electric Cooperative for a Conditional Use Permit to allow construction of 138KV transmission line and sub-station. Property is located between Campbell County Line and Route 667. Property is zoned A-1 and R-1. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette asked the other Board members if they would like to schedule a recessed meeting to review information concerning the Regional Jail proposal prior to making a decision at the June 1995 meeting.

After discussion, and by consensus, it was agreed to meet May 22, 1995 at 7:00 P.M.

Mr. Paulette next stated that May 16, 1995 at 7:00 P.M. had been scheduled as public hearing date, for the FY96 Budget, and asked if this met with everyone's approval.

By consensus, the other Board members agreed to May 16, 1995 at 7:00 P.M. as the date for the FY96 Budget public hearing.

Mr. Paulette presented a request from Mrs. Ferguson to allow two (2) representatives to attend the Local Government Officials Conference in Charlottesville.

Mr. Torrence made a motion seconded by Mr. Moore for the Board to pay expenses for Mrs. Ferguson and Mrs. Beasley to attend the Local Government Officials Conference, August 13-16, 1995. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Ferguson informed the Board of Supervisors that she had spoken with R. L. Bass about designing the Board Room. Mr. Bass stated he had not done the design but was planning to proceed as soon as he could find time.

Mrs. Ferguson next informed the Board that information concerning E911 was not available tonight, due to a delay from G. T. E. She continued that she hoped to have this information by the June 1995 meeting.

Mrs. Ferguson then informed the Board there were two petitions for School Board for the Courthouse District but none for the Appomattox River District.

Mr. Paulette then explained that an executive session was necessary to discuss legal and personnel matters.

Mrs. Beasley made a motion seconded by Mr. Moore to enter into executive session at 9:20 P.M. to discuss legal and personnel matters. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

On a motion by Mr. Carwile seconded by Mr. Torrence it was resolved the Board of Supervisors return to regular session at 10:05 P.M. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

On a motion by Mr. Moore seconded by Mrs. Beasley the following resolution was adopted:

WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification motion applies, and

(ii) only such executive matters were heard; discussed or considered by the Appomattox County Board of Supervisors.

Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Torrence made a motion seconded by Mr. Carwile hire Ricky Mayberry as Part-time Temporary for maintenance at $5.00 per hour. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

By consensus, the Board of Supervisors agreed to deny the request by Luther Glenn for a salary increase.

Mr. Carwile made a motion seconded by Mrs. Beasley to accept the proposed Virginia Power agreement that was discussed earlier in the meeting and designated the chairman as signatory. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette next asked if the Board of Supervisors wished to take action on Mr. Lawson's retirement.

Mr. Carwile made a motion seconded by Mrs. Beasley to pay the employers portion of Mr. Lawson's back retirement of $10,877.07 from unappropriated surplus. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Being no further business, Mrs. Beasley made a motion seconded by Mr. Carwile to recess until May 8, 1995 after the public hearing. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore aye; and Mr. Torrence, aye.

Philip E. Paulette

Chairman

A public hearing of the Appomattox County Board of Supervisors was held on May 8, 1995 at 6:45 P.M. in the School Board Conference Room, North Court Street, Appomattox, VA.

Present:
- Philip E. Paulette, Chairman - Courthouse District
- Nina B. Beasley - Falling River District
- Frank H. Carwile - Wreck Island District
- Russell H. Moore - Piney Mountain District
- Dennis W. Torrence - Appomattox River District

Also Present:
- Aileen T. Ferguson - County Administrator

Mr. Paulette called the meeting to order at 6:45 p.m., stated the purpose of the meeting was to receive comments on the proposed change to the Tradesman's Ordinance, and reviewed the procedure for addressing the Board.

Mr. Paulette continued by stating that the proposed change to the ordinance involves the repeal of Section 151.8 of the Tradesman's Ordinance of the Code of Appomattox County: "Eligibility for Exemption".

Mr. Paulette then asked if anyone wished to comment on the proposed change.

Hearing no comments for or against this proposed change, Mr. Paulette declared the public hearing closed at 6:48 P.M.

Philip E. Paulette

Chairman

A recessed meeting of the Appomattox County Board of Supervisors was held on May 8, 1995 at 7:00 P.M. in the School Board Conference Room, North Court Street, Appomattox, Virginia.

Present:
Philip E. Paulette, Chairman - Courthouse District
Nina B. Beasley - Falling River District
Frank H. Carwile - Wreck Island District
Russell H. Moore - Piney Mountain District
Dennis W. Torrence - Appomattox River District

Also Present:
Aileen T. Ferguson - County Administrator

Mr. Paulette called the meeting to order at 7:00 P.M.

Mr. Paulette stated there were several items that needed to be discussed, number one was the date for the Juvenile Detention Meeting and number two was the resolution for the Community Diversion Incentive Program.

Mr. Paulette then asked the other Board members which date best suited them for the Juvenile Detention meeting.

After discussion, and by consensus of the Board, June 14, 1995 at 6:30 P.M. was the date and time chosen for the Juvenile Detention meeting.

Mr. Paulette next informed the other Board members that a decision needed to be made as to who would provide community diversion services for Appomattox County.

After a lengthy discussion and review of information provided by Ms. Maxey, Mr. Lawson, Mr. McCullem and Mr. Woodard, Mr. Torrence stated that he felt the County should continue with Piedmont Court Services because they had a proven track record, been working with the County for ten years, guaranteed funding, doesn't cost the County anything and even if the grant funds end the County does not have to provide these sources.

Mr. Carwile stated that he felt the Judge and the Commonwealth Attorney, the people who were closest to the system, had recommended VASAP, and therefore he would have to support VASAP.

Mr. Carwile continued by adding, if the County could get a service that did not cost the tax payers anything, that was also a quality service, then he would have to support that provider.

After further discussion, Mr. Torrence made a motion seconded by Mr. Moore to adopt the following resolution:

RESOLUTION

IN RE: PIEDMONT COURT SERVICES - FARMVILLE

WHEREAS, Piedmont Court Services currently provides community corrections court services as requested and approved by the courts serving the counties of Amelia, Appomattox, Buckingham, Charlotte, Cumberland, Lunenburg, Nottoway, Powhatan and Prince Edward. Piedmont Court Services is currently operating subject to an agreement by the nine (9) governing bodies authorizing joint sponsorship. Piedmont Court Services as authorized by Section 15.1-21 and Section 53.1-180 of the Code of Virginia as amended; and

WHEREAS, the Piedmont Court Services policy board has requested each participating Board of Supervisors to execute and approve an appropriate agreement for this joint exercise of powers;

WHEREAS, the County of Appomattox is seeking interim funding for July 1, 1995 through September 30, 1995 in support of the Comprehensive Community Corrections Act, so as to avoid any disruption of local offender supervision which would otherwise result from the termination of the Community Diversion Incentive Program on June 30, 1995;

WHEREAS, this would allow localities adequate time to prepare a comprehensive grant application in response to the Comprehensive Community Corrections Act and Pretrial Services Act grant guidelines which will be distributed by the Department of Criminal Justice Services,

WHEREAS, Piedmont Court Services which is based in Farmville, Virginia is a public, non-profit entity;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Appomattox County that Appomattox County shall be a participating locality served by Piedmont Court Services - Farmville, hereinafter referred to as Program. Program is established for the purpose of providing as ordered by the Courts, intensive supervision, community service, public education, fire option, restitution collection, prevention, education, rehabilitative services, electronic monitoring, home incarceration, pretrial services, and public inebriate services.

Now therefore to this end, this Board of Supervisors designated that Piedmont Court Services - Farmville be the service provider of community corrections court services for local-responsible offenders for this jurisdiction, and that they apply for interim funding for July 1, 1995 through September 30, 1995, so as to avoid any disruption of the aforesaid services.
Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Moore made a motion seconded by Mrs. Beasley to enter into executive session at 7:45 P.M. to discuss a legal matter. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

On a motion by Mr. Moore seconded by Mrs. Beasley it was resolved the Board of Supervisors return to regular session at 7:55 P.M. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

On a motion by Mr. Moore seconded by Mrs. Beasley the following resolution was adopted:

WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification motion applies, and (ii) only such executive matters were heard; discussed or considered by the Appomattox County Board of Supervisors. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Being no further business, Mr. Torrence made a motion seconded by Mr. Carwile to adjourn until after the public hearing on May 15, 1995. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Philip E. Paulette

Chairman

Chairman

A public hearing of the Appomattox County Board of Supervisors was held on May 15, 1995 at 6:30 P.M. in the School Board Conference Room, North Court Street, Appomattox, VA.

Present:
- Mr. Philip E. Paulette - Chairman - Courthouse District
- Mr. Frank H. Carwile - Wreck Island District
- Mr. Russell H. Moore - Piney Mountain District
- Mr. Dennis W. Torrence - Appomattox River District

Absent:
- Ms. Nina B. Beasley - Falling River District

Also Present:
- Ms. Aileen T. Ferguson, County Administrator

Mr. Paulette called the public hearing to order and stated the purpose of the hearing was to receive public comments on proposed changes to the Restaurant Ordinance Section #129-4.

Mr. Paulette continued by saying the section presently reads:
Sec. 129-4 Enforcement:
"This Article shall be enforced by the Appomattox County Health Department Agent or his duly authorized representative"; and the proposed change would read:
"This Article shall be enforced by the Virginia Department of Agriculture & Consumer Services."

Mr. Paulette called for public comments.

Hearing none, the public hearing was closed at 6:37 P.M.

Philip E. Paulette
Chairman

A recessed meeting of the Appomattox County Board of Supervisors was held on May 15, 1995 at 6:40 P.M. in the School Board conference room, North Court Street, Appomattox, VA.

Present:
- Mr. Philip E. Paulette, Chairman - Courthouse District
- Mr. Frank H. Carwile - Wreck Island District

Mr. Russell H. Moore - Piney Mountain District
Mr. Dennis W. Torrence - Appomattox River District

Absent:
Ms. Nina B. Beasley - Falling River District

Also Present:
Ms. Aileen T. Ferguson - County Administrator

Mr. Paulette called the meeting back to order at 6:40 P.M. and called Ms. Janet Belter, Treasurer, to appear before the Board.

Mrs. Belter explained that a citizen had approached her concerning property that adjoins theirs which has taxes owning back to 1975. Mrs. Belter explained that these individuals were interested in purchasing this property and in order for them to proceed, the Board would need to hire an attorney to have the property sold at public auction.

Mrs. Belter further explained that she had spoken with Darryl Puckett, Attorney, and he was willing to complete the work necessary to sell this one parcel.

Discussion followed concerning the other parcels, approximately Sixty (60), with delinquent taxes owed.

After discussion, Mr. Torrence made a motion seconded by Mr. Moore, for Mrs. Belter to have Mr. Puckett proceed with the necessary steps to sell this one parcel and Mrs. Ferguson contact Mr. Puckett to determine if he would be agreeable to working on the remaining sixty (60) parcels. Vote: Mr. Paulette, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Carwile made a motion seconded by Mr. Moore to recess until after the zoning public hearing. Vote: Mr. Paulette, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Philip E. Paulette
Chairman

A joint public hearing of the Appomattox County Board of Supervisors and the Appomattox County Planning Commission was held on May 15, 1995 at 7:00 P.M. in the School Board conference room, North Court Street, Appomattox, Virginia.

Present (Board of Supervisors):
Philip E. Paulette, Chairman - Courthouse District
Frank H. Carwile - Wreck Island District
Russell H. Moore - Piney Mountain District
Dennis W. Torrence - Appomattox River District

Absent (Board of Supervisors):
Nina B. Beasley - Falling River District

Present (Planning Commission):
Al Sears
Wayne Lewis
R. W. Mitchell
Russell Moore
Calvin Tanner
Robert Johnson
Elizabeth Edwards
Debra Chernault

Absent (Planning Commission):
Claude A. Moore
Charles Smith

Mr. Paulette called the meeting to order at 7:00 P.M. and stated the purpose of the hearing and the procedure for addressing the Board.

Mr. Paulette then asked Mr. Caldwell, Clerk to the Planning Commission, to read the first petition.

Mr. Caldwell read petition number 95-246 of Bascome and Eleanor Hudson to rezone property from R-1 to R-2. Property is located on Route 645 between Route 679 and Route 604.

Mr. Paulette asked Mr. Caldwell to read the second petition since it is closely related to petition number 95-246.

Mr. Caldwell read petition number 95-247 of Lawrence R. and Beatrice Hudson to rezone property from R-1 to R-2. Property is located on Route 645 between Route 679 and Route 604.

Mr. Paulette then asked if anyone wished to speak concerning these petitions.

Mr. Lawrence R. Hudson came forward and stated that not only did he want to comment on the two (2) petitions which were just read, but he also wanted to comment on the petition of Thomas and Teresa Goin. Mr. Hudson continued by showing the Board a plat of some lots on Route 645 and explained that there were approximately 20 mobile homes in a three (3) mile area and he could not see why they could not put mobile homes on their lots.

Mr. Paulette asked if anyone else wished to comment on these petitions.

Mr. Caldwell stated that letters had been received from Jerry & Betty Hudson, Russell & Karena Hudson, John & Ann Marie Alexa, Steve & Mary Marshall and Mike and Mary S. Hudson, opposing petition numbers 95-246; 95-247; and 95-250.

Mr. & Mrs. John N. Alexa came forward and stated there were several houses in this area and they are opposed to the rezoning because they feel it will lower the value of their property.

Mr. Russell Hudson spoke next and stated that he was not in opposition to one mobile home going on these lots but he is opposed to rezoning to R-2 because more than one mobile home could be placed on this property. Mr. Hudson wanted to know if the property could be left R-1 and allow only one (1) mobile home per lot.

Mr. Paulette stated that these were questions that need to be answered in the Planning Commission meeting following the public hearing.

Mr. Paulette asked for further comments on these petitions. Hearing none, Mr. Paulette asked Mr. Caldwell to read the next petition.

Mr. Caldwell read petition number 95-248 of Phyllis M. Smith for a Conditional Use Permit to allow home occupation (telephone marketing). Property is zoned R-1 and is located on Route 733 between Route 727 and dead end.

Mr. Paulette asked if anyone wished to comment on this petition.

Mrs. Phyllis Smith came forward and stated that her desire was to run a home occupation, a diet control program, telephone marketing. She stated there would be no increase in traffic and no outdoor signs.

Mr. Paulette asked if anyone else wished to speak regarding this petition.

Hearing no comments, Mr. Paulette asked Mr. Caldwell to read the next petition.

Mr. Caldwell read petition number 95-249 of Ernest and Pat Mayberry for a Conditional Zoning Permit to allow a mobile home in R-1. Property is located on Route 727 between Route 644 and Route 604.

Mr. Paulette asked for comments on this petition.

Shirley Mayberry, her daughter and son-in-law came forward and stated they did not want to rezone the property, only allow their daughter and son-in-law to place a mobile home on one of their lots. Mrs. Mayberry explained that there were other mobile homes in this area. Mrs. Mayberry explained that their daughter planned this as a temporary situation until they could afford to build.

Mr. Paulette called for other comments. Hearing none, he asked Mr. Caldwell to read the next petition.

Mr. Caldwell read petition number 95-250 of Thomas A. Goin to rezone property from R-1 to R-2. Property is located on Route 645 between Route 733 and Route 604.

Mr. Paulette called for comments on this request.

Thomas and Teresa Goin came forward and stated that when they purchased their property there was no zoning in the County. Mr. Goin continued by saying that he purchased the property with the intention of putting a mobile home there and did not think it was fair to limit him now.

Mr. Paulette asked for other comments on this petition. Hearing none, he asked Mr. Caldwell to read the next petition.

Mr. Caldwell read petition number 95-251 of Judy and Roger Morris for a Conditional Use Permit to allow used car sales. Property is zoned A-1 and is located on Route 460 between Route 647 and Route 689.

Mr. Paulette called for comments on this petition.

Judy and Roger Morris came forward and stated they would like to have a small used car dealership on their property. They continued by explaining that both of Judy's parents are ill and Judy has felt it necessary to quit her job to care for them. If this were permitted, it would allow Judy to care for her parents, as well as, bring in some income. Judy stated they plan a small operation, six or seven cars at one time.

Mr. Paulette called for any other comments. Hearing none, he asked for the next petition.

Mr. Caldwell read petition number 95-252 of William R. Bryant for a Conditional Use Permit to allow home occupation (small engine repair) in accessory building. Property is zoned A-1 and is located on Route 610 between Route 670 and Route 609.

Mr. Paulette asked if anyone wished to speak to this petition.

Hearing no comments, Mr. Paulette asked Mr. Caldwell to read the next petition.

Mr. Caldwell read petition number 95-253 of Bible Baptist Church for a Conditional Use Permit to add additional building on property for family life center. Property is zoned R-1 and is located on Route 677 between Route 26 and Dead End.

Mr. Paulette asked if anyone wished to comment on this petition.

Rev. Robert Lee came forward and stated that he was pastor of Bible Baptist Church. He continued by detailing what this building would house and stated that the desire of the Church was to reach and help as many youth as possible.

Mr. Paulette asked for other comments. Hearing none, the public hearing was closed at 7:20 P.M.

Philip E. Paulette

Chairman

A recessed meeting of the Appomattox County Board of Supervisors was held on May 15, 1995 at 7:30 P.M. in the School Board conference room, North Court Street, Appomattox, Virginia.

Present:
Mr. Philip E. Paulette, Chairman - Courthouse District
Mr. Frank H. Carwile - Wreck Island District
Mr. Russell H. Moore - Piney Mountain District
Mr. Dennis W. Torrence - Appomattox River District

Absent:
Mrs. Nina B. Beasley - Falling River District

Also Present:
Ms. Aileen T. Ferguson - County Administrator

Mr. Paulette reconvened the meeting at 7:30 P.M. and called Mr. McCullem with Virginia Alcohol Safety Action Program to appear before the Board.

Mr. McCullem provided the Board of Supervisors with a handout explaining the Virginia Alcohol Safety Action Program and the services currently offered. (Handout on file in May 1995 Board file.)

Mr. McCullem started by explaining that VASAP was the type of program that the governor was looking for. It was self sufficient and did not require tax dollars to operate. Mr. McCullem continued by saying that he ran the VASAP like any business. If they don't make the money, they don't spend it.

Mr. McCullem requested that if the Board wants VASAP to provide these CDI services, he would like to start now, instead of in October or November.

A lengthy discussion followed with questions being asked of Mr. McCullem concerning how his program will operate and what he is capable of handling.

Mr. Torrence stated that a decision had been made to stay with Piedmont Court Services for July - September 1995 and he felt the Board should stay with this decision.

Mr. McCullem felt that he could not see what advantage the three (3) months would give the Board as far as gauging the effectiveness of either program.

He continued by saying it would only cause him and Ms. Maxey to have to come before the Board with presentations again.

Mr. McCullem thanked the Board for allowing him to explain his program and for their time.

Mr. Torrence stated that he is not convinced that VASAP is the way to proceed.

Discussion continued as to the merits of the VASAP program.

Mr. Carwile stated that he felt that there was no need for Mr. McCullem to wait the 90 days to begin to provide his services to the Court.

Mr. Torrence stated that he would like to stay with Piedmont Court Services for the 90 days, and then determine if the County wanted to go with VASAP.

Mr. Carwile stated that he felt the Board should trust the Judge and Commonwealth Attorney's opinion on this matter, since they dealt with the programs and were in a better position than the Board to know what would be best.

Mr. Carwile continued by saying that the 90 day period was more valuable to VASAP, for them to get their total program in place, than it was to Piedmont Court Services who were already up and running.

After discussion, Mr. Carwile made a motion seconded by Mr. Moore to rescind the original motion to allow Piedmont Court Services to provide CDI program for 90 days, from July - September, and have Virginia Alcohol Safety Action Program to provide these services: Vote: Mr. Paulette, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, nay.

Mr. Torrence stated that he was against this action because it would totally eliminate the Piedmont Court Services Program.

At 9:08 P.M. Mr. Moore made a motion, seconded by Mr. Torrence to adjourn until May 22, 1995 at 7:00 P.M. Vote: Mr. Paulette, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Philip E. Paulette
Chairman

A public hearing of the Appomattox County Board of Supervisors was held on May 16, 1995 at 7:00 P.M. in the School Board conference room, North Court Street, Appomattox, Virginia.

Present:
- Philip E. Paulette, Chairman - Courthouse District
- Frank H. Carwile - Wreck Island District
- Russell H. Moore - Piney Mountain District
- Dennis W. Torrence - Appomattox River District

Absent:
- Nina B. Beasley - Falling River District

Also Present:
- Aileen T. Ferguson - County Administrator

Mr. Paulette called the public hearing to order at 7:00 P.M. and stated the purpose of the public hearing was to receive public comment on the proposed FY96 Budget. Mr. Paulette then explained the procedure for addressing the Board.

Mr. Paulette explained that a synopsis of the proposed budget was published in the Appomattox Times Virginian on May 3 & May 10, 1995 and that copies of a more detailed version have been available for review at the County Administrator's Office.

Mr. Paulette then asked if anyone wished to comment on the proposed FY96 Budget.

Mr. Gordon Staples came forward and gave his address as Evergreen. Mr. Staples stated that he just wanted the Board of Supervisors to know that he realizes how difficult their job was and he appreciated all their dedication.

Mr. Paulette thanked Mr. Staples and asked for other comments.

Hearing none, the public hearing was closed at 7:03 P.M.

Philip E Paulette
Chairman

A recessed meeting of the Appomattox County Board of Supervisors was held on May 22, 1995 at 7:00 P.M. in the School Board Conference Room, North Court Street, Appomattox, Virginia.

Present:
- Philip E. Paulette, Chairman - Courthouse District (late)
- Nina B. Beasley - Falling River District
- Frank H. Carwile - Wreck Island District
- Russell H. Moore - Piney Mountain District
- Dennis W. Torrence - Appomattox River District

Also Present:
- Aileen T. Ferguson - County Administrator
- Thomas W. Lawson - County Attorney

Mr. Moore called the meeting to order at 7:00 P.M. and stated the main purpose of the meeting was to review information on participation in the proposed Blue Ridge Regional Jail. Mr. Moore continued by saying this session was to prepare Board members to make an informed decision at the June 1995 meeting.

Mr. Carwile began by saying that he would like to open by quoting Sir. Thomas Payne who said, "I may not agree with everything you say, but I will defend your right to say it". Mr. Carwile continued by saying he hoped the members of the Board could get the answers to their questions so they could leave the meeting better informed. Mr. Carwile stated that he hoped enough information would be provided so that the Board members could make the best decision for the people of the County. Mr. Carwile said that after his review of information provided, he felt that the regional jail was not the way for Appomattox County to go. Mr. Carwile continued that he feels the regional jail is a gamble.

Mr. Carwile stated he had been told the land the present jail was constructed on had been donated to the County by Mrs. Hunter and asked Mrs. Ferguson to research this to see if his information was factual.

Mr. Carwile questioned what would happen if someone were arrested on a Town warrant.

Mr. Paulette arrived.

Mr. Lawson answered that there were not many Town warrants written, but if one was written, the prisoners would be held in the County Jail. Mr. Lawson felt the Town of Appomattox should be included in the Agreement with the regional jail.

Discussion followed, pointing out that there were numerous towns in Campbell County that would fall in this same category.

Mrs. Ferguson was asked to check with Bill Hefty, Attorney for the regional jail, to see if Towns were included in this agreement.

Mr. Carwile surfaced several other items of concern that he had with the service agreement between the Regional Jail Authority and the localities.

Mr. Carwile then passed a document around to the other Board members that Sheriff Richardson has provided showing the cost to the County of housing inmates in the local jail.

Mr. Carwile stated that Sheriff Richardson will hold 24 inmates in the present facility and that last year the average inmate population was 21.4 for 1994.

Mr. Moore read portions of a letter from Sheriff Richardson to Board members, "as you know our jail was built in 1981 to house a capacity of thirteen (13) inmates. At present we are housing twenty-five (25) to twenty-seven (27) inmates. This is entirely too many for this size jail. It is my obligation to advise you that we are in need of another twenty (20) beds cell block". Mr. Moore continued by saying this letter was written in 1993 saying there was a need for twenty (20) more beds and he couldn't understand how they were not needed now.

Mrs. Beasley stated that she felt as Mr. Moore did and cannot understand what has changed in this time frame that eliminates the need for more beds.

Mr. Carwile stated that he understands from Sheriff Richardson that inmate population is down.

Mrs. Beasley and Mr. Moore asked if this could be expected to stay down.

Mr. Torrence stated that in 1993 no funds for housing inmates outside of the County had been spent. Then in 1994, $18,000.00 was spent and so far in 1995, $31,000.00 had been spent. Mr. Torrence continued by saying the original budget, submitted by the Sheriff, for inmate housing was $48,000.00. He continued that at a later time the Sheriff revised his FY96 budget request to zero for inmate housing. Mr. Torrence does not feel that the crime wave is over and he feels the need for more bed space still exists.

Mr. Torrence continued by saying he did not feel that crime had decreased and gave statistics that supported his opinion.

Mrs. Beasley stated that Mr. Carwile had brought out some good points but she felt we still had to consider the cost of adding on to our local jail.

Mr. Moore stated that this was a difficult decision to make because it was based on projections and estimates and not on hard core facts. Mr. Moore continued that he expects the crime to continue to increase as it has in the past.

Discussion continued with each Supervisor pointing out pro's and con's for the regional jail concept.

Mr. Lawson, County Attorney, also questioned several sections in the Service Agreement that he felt needed clarification.

After further discussion and comments on the proposed participation in the regional jail, at 9:30 P.M. Mr. Torrence made a motion seconded by Mr. Moore to enter into executive session to discuss a legal matter. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

On a motion by Mr. Moore seconded by Mrs. Beasley it was resolved the Board of Supervisors return to regular session at 9:43 P.M. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

On a motion by Mr. Moore seconded by Mrs. Beasley the following motion was adopted:

WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification motion applies, and (ii) only such executive matters were heard; discussed or considered by the Appomattox County Board of Supervisors. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

At 9:44 P.M. Mrs. Beasley made a motion seconded by Mr. Moore to adjourn. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Philip E. Paulette
Chairman

A public hearing of the Appomattox County Board of Supervisors was held at 6:30 P.M. on June 6, 1995, in the School Board Conference Room, North Court Street, Appomattox, Virginia.

Present:
Phillip E. Paulette, Chairman - Courthouse District
Nina B. Beasley - Falling River District (late)
Frank H. Carwile - Wreck Island District
Russell H. Moore - Piney Mountain District
Dennis W. Torrence - Appomattox River District

Also Present:
Aileen T. Ferguson - County Administrator

Mr. Paulette called the public hearing to order at 6:30 P.M. and stated the purpose of the hearing was to receive public comment for the candidates for School Board, from the Courthouse District. Mr. Paulette then stated the procedure for addressing the Board.

Mr. Paulette recognized the first speaker for Ms. Conrad, Ms. Roberta Kidd.

Ms. Kidd came forward and stated that she was appearing before the Board to recommend Ms. Terri Conrad for School Board, representing Courthouse District. Ms. Kidd continued by saying that Ms. Conrad is an honest, caring Christian, who is genuinely concerned for others. Ms. Kidd stated that Ms. Conrad has two (2) sons in the school system and that Ms. Conrad is actively involved in the system. Ms. Kidd feels that Ms. Conrad would be an asset, as a member of the School Board and highly recommended her for this position.

Mr. Paulette thanked Ms. Kidd for her comments and recognized Mr. Ray Servis.

Mr. Ray Servis came forward and explained that he is retired from the Department of Defense and has known Ms. Terri Conrad for some years. Mr. Servis stated that Ms. Conrad is a parent who is very interested in the school system. He continued by saying that Ms. Conrad has a high level of energy, and a progressive outlook on the educational system. Mr. Servis said he felt that Ms. Conrad had a good grasp of the present school system and was capable of building on this system for the future. He highly recommends Ms. Conrad for the School Board position in the Courthouse District.

Mr. Paulette thanked Mr. Servis and called on Mr. Jim Smith to appear before the Board.

Mr. Smith stated that he had lived in the County for forty years. He continued by saying that he was coming before the Board as a character witness for Ms. Terri Conrad. Mr. Smith continued by saying that he and Ms. Conrad were both members of Memorial United Methodist Church and he felt that she would bring a new prospective to the School Board. Mr. Smith stated that he felt Ms. Conrad would be excellent working on the budget and that she would always vote her convictions and not be a "yes" person. Mr. Smith said that he felt that Ms. Conrad would represent the people in the Community and he recommended her for the School Board representing Courthouse District.

Mr. Paulette thanked Mr. Smith and called Ms. Conrad to appear before the Board.

Ms. Conrad came forward and thanked the Board of Supervisors for the opportunity to give them her views of the School Board position. Ms. Conrad stated that in her position with Farm Bureau she had lots of clients in the County and she always did her best for each one. She explained that she is a child advocate and that she had been a strong supporter of the Head Start Program. She said she was also a lay speaker in the Methodist Church.

Ms. Conrad stated she felt she had some good qualities that she would bring to this position, such as, if she didn't know an answer, she would do research; her schedule was flexible so she would be able to put the necessary time into the School Board position; she would not easily say "yes" to either Board, she would explore all aspects prior to making a decision.

In closing, Ms. Conrad said that she felt a need to contribute to the school system and an interest in bringing change to the system, if necessary. She thanked the Board for allowing her to speak and asked for their favorable consideration.

Mr. Paulette thanked Ms. Conrad and called on Ms. Debbie Rush to come forward to speak on behalf of Dr. Richard Poe.

Ms. Rush began by saying that she was a teacher in the Appomattox School System. Ms. Rush said that Dr. Poe cares about the school system and the County. She felt that Dr. Poe kept in touch with citizens and school personnel since he had children of his own in the system. Ms. Rush praised Dr. Poe for his involvement in school activities and for keeping abreast of the trends in education. Ms. Rush concluded by saying that Dr. Poe had been very involved for the past four years and urged the Board to allow him to continue in this position.

Mr. Paulette thanked Ms. Rush for her comments and called Ms. Louise Martin to appear before the Board.

Mrs. Beasley arrived.

Ms. Martin began by saying that she was a retired teacher and coach with the Appomattox School System. Ms. Martin stated that although she is retired, she has remained very involved with the school system. Ms. Martin continued that she had observed that Dr. Poe works very well with other School Board Members to improve the education of our children. She also stated that Dr. Poe had been instrumental in getting teachers salaries to a level comparative with surrounding localities. She stated that Dr. Poe strongly supported reading programs that were a must for a strong education. In conclusion, Ms. Martin asked the Board of Supervisors to allow Dr. Poe to continue the work he had begun on the School Board by reappointing him to represent the Courthouse District.

Mr. Paulette thanked Ms. Martin and asked Dr. Richard Poe to appear before the Board.

Dr. Poe began by saying he had enjoyed serving on the School Board for the last four years and that all his decisions had been based on what he felt in his heart was in the best interest of the students. Dr. Poe continued by stating that he felt some of his major accomplishments during the four year term were: 1) Advances in the reading program; 2) Seamster System at the high school; 3) New course offerings; 4) Oddesey of the Mind: 5) increases in teachers salaries; 6) teachers and staff evaluation program; 7) upgrades to school buildings; and 8) moving towards a true middle school concept. In closing, Dr. Poe said he had enjoyed the past four years and hoped the Board of Supervisors would allow him to continue for the next two years.

Mr. Paulette thanked Dr. Poe for his comments and announced that a decision would be made, on the Courthouse District appointment, at the June 19, 1995 Board of Supervisors meeting.

Mr. Paulette closed the public hearing at 6:55 P.M.

Philip E. Paulette
Chairman

A public hearing of the Appomattox County Board of Supervisors was held April 17, 1995 at 7:00 P.M. in the School Board Conference room, North Court Street, Appomattox, Virginia.

Present (Board of Supervisors):
    Mr. Philip E. "Gus" Paulette - Courthouse District
    Mrs. Nina B. Beasley - Falling River District

A public hearing of the Appomattox County Board of Supervisors was held April 17, 1995 at 7:00 P.M. in the School Board Conference room, North Court Street, Appomattox, Virginia.

Present (Board of Supervisors):
Mr. Philip E. "Gus" Paulette - Courthouse District
Mrs. Nina B. Beasley - Falling River District

Mr. Frank H. Carwile - Wreck Island District
Mr. Russell H. Moore - Piney Mountain District
Mr. Dennis W. Torrence - Appomattox River District

Present (Planning Commission):
Charles Smith
Robert Johnson
Russell Moore
Wayne Lewis
Calvin Tanner
R. W. "Bobby" Mitchell
Claude Allen Moore

Absent (Planning Commission):
Al Sears
Debra Chernault
Elizabeth Edwards

Also Present:
W. M. Caldwell, Clerk - Planning Commission
Aileen T. Ferguson - County Administrator

Mr. Paulette called the meeting to order and explained the purpose of the public hearing and the procedure for making comments. Mr. Paulette then asked Mr. Caldwell, Clerk to the Planning Commission to read the first zoning petition.

Mr. Caldwell read Petition #95-239 of George H. Bryan for a Conditional Use Permit to allow Home Occupation (musical instrument repair). Property is zoned A-1 and is located on Route 721 between Route 608 and Route 659.

Mrs. Betty Bryan came forward and stated that she and her husband were the owner and wanted to move into an accessory building at a later date.

Mr. Paulette asked if anyone else wished to speak for or against this petition.

Hearing no one, Mr. Paulette asked Mr. Caldwell to read the next petition.

Mr. Caldwell read Petition #95-240 of F. B. Litchford, Jr. to rezone property from A-1 to M-1 and Conditional Use to allow Trailer Storage lot. Property is located on Route 460 between Route 667 and Route 648.

Mr. Paulette asked if anyone wished to speak for or against this petition.

Hearing no comments, Mr. Paulette asked Mr. Caldwell to read the next petition.

Mr. Caldwell read Petition #95-241 of Steven T. Conner to rezone property from A-1 to B-1. Property is located on Route 605 between Route 60 and Buckingham County Line.

Mr. Paulette asked for comments concerning this request.

Mr. William S. Kerr came forward and stated the location of the property and the purpose for the rezoning request was to operate a business at this location. Mr. Kerr stated that there were several other businesses located close by this area and few residential properties.

Mr. Paulette asked for other comments, hearing none, he asked Mr. Caldwell to read the next petition.

Mr. Caldwell read Petition #75-242 of Rosa Huff Guill to rezone property from R-1 to R-2. Property is located on Route 604 between Route 727 and Route 719.

Mr. Paulette asked for comments.

Mrs. Rosa Guill came forward and stated that she would like to have this property rezoned so that she can put a mobile home on this property.

Mr. Paulette called for other comments on this petition.

Hearing none, he asked Mr. Caldwell to read Petition #95-243.

Mr. Caldwell read Petition #95-243 of Jennifer Jamerson for a Conditional Use Permit to allow mobile home in Village District. Property is located on Route 26 between Route 608 and Route 615.

Mr. Paulette asked for comments in favor of or opposed to this request.

Mrs. Deborah Hamilton came forward and stated that she was Jennifer Jamerson's mother and that she owned five acres. She continued by saying that Jennifer wished to put a mobile home behind her residence.

Mr. Paulette asked for other comments.

Hearing none, Mr. Paulette asked Mr. Caldwell to read the next petition.

Mr. Caldwell read Petition #95-244 of James R. Almond for a Conditional Use Permit to allow mobile home in Village District. Property is located on Route 727 between Route 644 and Route 644.

Mr. Paulette called for comments on Mr. Almond's request.

Mrs. Donna Almond came forward and stated that they either wanted to put a double-wide on this lot or build a house.

Mr. Paulette asked for other comments.

Hearing none, he asked Mr. Caldwell to read the final petition.

Mr. Caldwell read Petition #95-245 of Central Virginia Electric Cooperative for a Conditional Use Permit to allow construction of 128KV transmission line and sub-station. Properties are zoned A-1 and R-1, and are located between Campbell County Line and Route 667.

Mr. Paulette asked for comments on this petition.

Mr. Gary Wood came forward and stated that he was the Planning Engineer for Central Virginia Electric Cooperative. Mr. C. T. Bryant then introduced himself.

Mr. Wood stated that there was a great need for this line in order to provide better service to their customers.

Mr. Bryant explained the route of the line and that this route was selected to disturb as few people as possible.

Mr. Bryant continued by stating that all right-of-way had been obtained except for one parcel and they had been unable to contact that property owner as of this date.

Mr. Paulette asked for other comments on this petition.

Mr. F. B. Litchford spoke and stated that he is on this line and there is a great need for this line.

Mr. Paulette called for other comments.

Hearing none, and being no other petitions, the public hearing was closed at 7:30 P.M.

Philip E. Paulette

Chairman

A recessed meeting of the Appomattox County Board of Supervisors was held at 8:32 P.M. on April 17, 1995 in the School Board Conference Room, North Court Street, Appomattox, Virginia.

Present:

Mr. Philip "Gus" Paulette - Courthouse District
Mrs. Nina B. Beasley - Falling River District
Mr. Frank H. Carwile - Wreck Island District
Mr. Russell H. Moore - Piney Mountain District
Mr. Dennis W. Torrence - Appomattox River District

Also Present:

Mrs. Aileen T. Ferguson - County Administrator

Mr. Paulette reconvened the meeting at 8:32 P.M. and called for Supervisor Concerns.

Mr. Carwile stated that he was concerned with the new State Tradesman Certification program and the manner in which the County Tradesman Certification Ordinance was written.

Mr. Carwile would like to have the ordinance changed so that tradesman could still be grandfathered in and receive a card that would allow them to work, not only in Appomattox County, but anywhere in the State.

Mr. Torrence stated that he had contacted Mrs. Charlotte Robinson and she indicated that if the County had an ordinance in place, our ordinance would have to be amended to allow tradesmen to be grandfathered.

After further discussion, Mr. Torrence made a motion seconded by Mrs. Beasley to have Mrs. Ferguson and Mr. Lawson review the ordinance and develop changes and set the public hearing immediately. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Torrence stated that he would like to have a list of who applies for this exemption, who gets the exemption and the reason for the decision.

Mr. Torrence stated that he and Mr. Carwile met with Mr. Billy Trent at the ballpark and he quoted a price of $1,200.00 to repair the backstop. Mr. Torrence continued by saying that Mr. Trent could do this work immediately.

After discussion, Mr. Carwile made a motion seconded by Mr. Torrence to have Billy Trent repair the backstop at the ballpark for $1,200.00. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Torrence next stated that he would like Mrs. Ferguson to check to see if Mr. Raymond Dickerson's, Pamplin Pipe Factory, should be exempt from real estate taxes, since it is listed in the Historic Register.

Mrs. Ferguson stated that she would check with Mr. Mays, Commissioner of Revenue on this matter.

Mr. Torrence was also concerned about the cover that Mr. Raymond Dickerson has erected at his fruit stand that is not in compliance with the zoning ordinance.

After discussion, and by consensus of the Board, Mrs. Ferguson was directed to contact Mr. Lawson, County Attorney, to see what the Board can do in this matter to help Mr. Dickerson.

Being no further business, Mrs. Beasley made a motion seconded by Mr. Moore to adjourn until 7:00 P.M. on April 24, 1995.

Philip C. Paulette

Chairman

A public hearing of the Appomattox County Board of Supervisors was held on April 24, 1995 at 7:00 P.M. in the School Board Conference Room, North Court Street, Appomattox, Virginia.

Present:
Mr. Philip "Gus" Paulette - Courthouse District
Ms. Nina B. Beasley - Falling River District
Mr. Frank H. Carwile - Wreck Island District
Mr. Dennis W. Torrence - Appomattox River District

Absent:
Mr. Russell H. Moore - Piney Mountain District

Also Present:
Ms. Aileen T. Ferguson - County Administrator

Mr. Paulette called the meeting to order at 7:00 P.M. and stated the purpose of the public hearing was to receive comments on the disposal of property donated to the Athletic Fund.

Mr. Paulette then read a description of the property as follows:

> A certain tract of land with the buildings and improvements thereon, containing eighty-three and one-fourth (83 1/4) acres of land, more or less, situated in Southside District of the County of Appomattox, Virginia, about seven miles south of the Court House.
>
> Deed Book 11, page 36 and Deed Book 158, page 16.

Mr. Paulette asked if anyone wished to comment for or against this matter.

Hearing no comments, Mr. Paulette closed the public hearing at 7:05 P.M.

Philip E. Paulette
Chairman

A recessed meeting and budget work session of the Appomattox County Board of Supervisors was held at 7:10 P.M. on April 24, 1995 in the School Board Conference Room, North Court Street, Appomattox, Virginia.

Present:
Mr. Philip "Gus" Paulette - Courthouse District
Ms. Nina B. Beasley - Falling River District
Mr. Frank H. Carwile - Wreck Island District
Mr. Russell H. Moore - Piney Mountain District
Mr. Dennis W. Torrence - Appomattox River District

Also Present:
Ms. Aileen T. Ferguson, County Administrator

Mr. Paulette called the meeting to order at 7:10 P.M. and asked Sheriff Richardson to come forward to discuss his budget.

Mr. Richardson gave an overview of 2107; 3102; 3103; 3104; 3105; 3106 and 3301. Mr. Richardson explained the reasons for increases in his budget for FY96.

Discussion followed concerning the elimination of the funds for housing inmates in other facilities.

Sheriff Richardson stated that he did not feel that funds would be needed this year to house inmates outside the County, but if it was necessary, the Code of Virginia requires the County pay for this service.

After discussion, Mr. Paulette thanked Sheriff Richardson for the information concerning his FY96 budget request.

Mr. Paulette next asked Mrs. Ferguson to explain the revisions to Mrs. Belter's budget.

Mrs. Ferguson presented revised copies of Mrs. Belter's FY96 budget and explained that Mrs. Belter had reviewed her original budget request and determined that she could continue with part-time employees instead of adding a new position. Mrs. Ferguson continued by adding that Mrs. Belter's revised budget was decreased due to this change.

Budget discussion followed.

Mr. Paulette next recognized Mr. Tommy Lawson, County Attorney.

Mr. Lawson gave an explanation for the increase to his FY96 Budget. He explained that in July 1995 his Office would be placed on full time status and all of his request to the Compensation Board have been approved.

Mrs. Ferguson next informed the Board that Rev. L. W. Adams of Appomattox Pentecostal Church, had notified her the Church was offering their property for sale to the County for $300,000.00.

No action was taken.

Mrs. Ferguson informed the Board that a public hearing has been scheduled, per their instructions, to repeal section 151.88 of the Tradesman's Ordinance for May 8, 1995 at 6:30 P.M.

Discussion followed concerning the guidelines for exemption.

Mr. Paulette then invited Mayor Spiggle and members of Town Council to join the Board.

Mr. Paulette welcomed the members of Town Council, Mr. Garrett, Superintendent of Public Works, and Mr. Peterson, Solid Waste Administrator and explained the reason for meeting together was to try and resolve the issue of explaining the recycling program.

Mr. Paulette then asked Mr. Moore to give a report on the baler that the County was looking to purchase.

Mr. Moore expressed that he strongly feels that the County needs to do anything that they can to keep solid material out of the landfill.

Mr. Moore continued by stating that after viewing the baler he feels that the used baler would be an excellent purchase.

The Board of Supervisors next reviewed a video showing the baler in operation.

After viewing the video, discussion followed concerning the value of recycling as much as possible in order to lengthen the life of our present cell.

Questions were answered by Mr. Peterson concerning the recycling proposal.

Mr. Spiggle stated that he personally would like to see the County purchase the baler, hire the personnel and keep any proceeds that the recycling may generate. He continued by saying that he would like any profit at the end of the physical year, go into a fund designated for recycling.

After further discussion, Mr. Torrence made a motion seconded by Mr. Moore to purchase the used baler, hire three (3) part-time personnel for recycling, install 3-phase converter and establish a fund for recycling. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette thanked the Town Council members for their comments and support of the recycling program.

Mr. Bill Jamerson was recognized and asked if the Board of Supervisors was considering further discussion on the prospect of Norman Emanuel locating a tire recycling operation in Appomattox?

Discussion followed.

Mrs. Ferguson requested an appropriation for the new recycling program.

Mr. Carwile made a motion seconded by Mrs. Beasley to appropriate $38,257.00 for 4207 Recycling. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Torrence requested that the County pay the expenses for Mr. David Garrett and Mr. Russell Moore for the trip to check the baler, from the recycling monies.

Mr. Torrence made a motion seconded by Mr. Carwile to appropriate $1,455.37 to pay expenses for Mr. Garrett and Mr. Moore to make the trip to Chicago to check the used baler. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Carwile next asked the Board for Supervisors to invite Mr. Norman Emmanuel to come before the Board and make a presentation concerning his operation.

Mr. Carwile would also like the legal aspects checked out with Mr. Lawson, County Attorney.

Mr. Torrence is concerned with the traffic that could be generated from such an operation.

By concensus, the Board agreed to have Mr. Emmanuel appear before the Board at the May 1, 1995 regular meeting.

Mrs. Ferguson next presented information received from Mr. Lawson, County Attorney, concerning Mr. Raymond Dickerson's construction project.

After a lengthy discussion and by concensus of the Board, it was agreed that Mr. Dickerson would have to go through the proper procedures with Zoning requirements for rezoning or a variance.

Mr. Torrence then notified the other members of the Board, that the backstop at the ballpark has been repaired.

Mr. Paulette then asked that a date be set later in the week to review the budget in order to give the School Board a final figure.

Mrs. Ferguson next presented information from Mrs. Janet Belter, Treasurer on anticipated surplus at the end of FY95.

Mr. Paulette then allowed Rev. Ashby to appear before the Board asking about using county solid waste containers for his business.

The members of the Board explained that they felt this would cause problems for the landfill operation plus would require an ordinance change.

Discussion followed, no action was taken.

Mr. Paulette next reopened the discussion of the FY96 budget.

The school budget was discussed in great deal.

Mrs. Ferguson then gave the actual FY95 budget figure for each Department.

During the review process the following deductions were recommended:

1101-5504	deduct	$ 1,000.00
3102-7001	deduct	54,780.00 (which will be encumbered from FY95 funds.)

Deduct extra officer due to grant application.

3102-1001	Salary	$ 19,651.00
3102-2001	FICA	1,503.00
3102-2002	VRS	2,132.00
3102-2005	Blue Cross/Blue Shield	1,549.00

All the items connected with the additional position request.

3102-1004	Deduct	$4,000.00

3501-7003	Deduct	2,000.00	
3501-7005	Deduct	9,000.00	
3501-5409	Deduct	850.00	
4207-7001	Deduct	$ 15,000.00	
4302-7009	Deduct	30,000.00	
5101-5800	Deduct	5,000.00	
5301-1003	Deduct	2,700.00	
6101-School	Deduct	250,000.00	
7109-5609	Deduct	1,500.00	
7109-5616	Deduct	1,905.00	
7109-5617	Deduct	2,700.00	
7301-	Deduct	5,000.00	
8106-5604	Deduct	10,300.00	brochures
8303-1001	Deduct	28,000.00	
		(100% County funded Ag.Pos)	
8303-2001	Deduct	1,540.00	
9104-7000	Capitol Outlay	50,000.00	(uncommitted)
1209-1003	Deduct	5,000.00	
2130-7002	Deduct	1,200.00	

After budget review and by consensus of the Board, Mrs. Ferguson was directed to make the proposed changes in the FY96 budget, including a 4.5% increase December 1, 1995 for County employees.

Being no further business, Mrs. Beasley made a motion seconded by Mr. Moore to recess until April 26, 1995 at 2:00 P.M. to continue budget review. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Philip E. Paulette
Chairman

A recessed meeting of the Appomattox County Board of Supervisors was held on April 26, 1995 at 2:00 P.M. in the School Board Conference Room, North Court Street, Appomattox, Virginia.

Present:
Mr. Philip "Gus" Paulette - Courthouse District
Ms. Nina B. Beasley - Falling River District
Mr. Frank H. Carwile - Wreck Island District
Mr. Russell H. Moore - Piney Mountain District
Mr. Dennis W. Torrence - Appomattox River District

Also Present:
Ms. Aileen T. Ferguson, County Administrator

Mr. Paulette called the meeting to order at 2:00 P.M. and stated the purpose of the meeting was to continue FY96 Budget review.

Mrs. Ferguson presented the Board members with revised copies of the FY96 budget, with all the suggested changes from the April 24th meeting.

Mrs. Ferguson continued by explaining that this copy represented the 4.5% increase December 1, 1995 for County employees. Mrs. Ferguson listed the Departments that she considered to be County employees, Animal Control; County Administrator's Staff; General Maintenance; Building Inspection; Recreation Department; Office on Youth; Crime Prevention and Landfill. Mrs. Ferguson explained that the additional 2.25% will amount to an additional $4,935.00.

FY96 budget review continued.

Mr. Carwile asked if Dr. Thomas had provided the information requested by the Board on salary, budget and expenditures. Mr. Carwile stated that he was not in favor of cutting the Capitol Improvements budget. Mr. Carwile stated that the school board had figured having their underground tanks removed by a contractor and he felt this could be done by their own personnel much cheaper.

After discussion, Mr. Carwile made a motion to reduce the school FY96 budget by $300,000.00 with the understanding that the information requested be provided.

Motion died for lack of a second.

Mr. Torrence made a motion seconded by Mr. Moore to reduce the school's FY96 budget by $250,000.00 provided that the information requested be provided. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Carwile made a motion seconded by Mrs. Beasley to enter into executive session at 2:45 p.m. to discuss personnel matters. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

On a motion by Mrs. Beasley seconded by Mr. Moore it was resolved the Board of Supervisors return to regular session at 3:00 p.m. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

On a motion by Mr. Torrence seconded by Mrs. Beasley, the following resolution was adopted:

WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification motion applies, and (ii) only such executive matters were heard; discussed or considered by the Appomattox County Board of Supervisors.
Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

At 3:03 p.m., Mrs. Beasley made a motion seconded by Mr. Moore to adjourn. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Philip E. Paulette
Chairman

A regular meeting of the Appomattox County Board of Supervisors was held on June 5, 1995 at 7:00 P.M. in the School Board Conference Room, North Court Street, Appomattox, Virginia.

Present:
- Philip E. "Gus" Paulette, Chairman - Courthouse District
- Nina B. Beasley - Falling River District
- Frank H. Carwile - Wreck Island District
- Russell H. Moore - Piney Mountain District
- Dennis W. Torrence - Appomattox River District

Also Present:
- Aileen T. Ferguson - County Administrator
- Thomas W. Lawson - County Attorney

Mr. Paulette called the meeting to order and asked Supervisor Carwile to give the invocation.

After the invocation, Mr. Carwile informed the other Board of Supervisor members that his intent was to rescind what's in place as far as the regional jail agreement.

Mr. Paulette called for additions or corrections to the minutes.

Mr. Carwile made a motion seconded by Mrs. Beasley to approve the minutes of public hearings of April 17, 1995; April 24, 1995; and recessed meetings of April 17, 1995; April 24, 1995; and April 26, 1995, as submitted. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

Mr. Paulette informed the other Board members that Mr. Franklin Vaughan was scheduled on the Agenda but would be unable to attend the meeting. Mr. Paulette stated Mr. Vaughan had provided a letter with his views. (Letter on file in June 1995 Board file.)

Mr. Paulette then called Ms. Sandra Lindsay, Resident Engineer, Virginia Department of Transportation, to appear before the Board.

Ms. Lindsay began by asking the Board to adopt a resolution as a result of the Secondary Road Public Hearing.

Mrs. Beasley made a motion seconded by Mr. Torrence to adopt the following resolution:

RESOLUTION

WHEREAS, the Appomattox County Board of Supervisors held the annual Secondary Road Budget Hearing on April 3, 1995, after publishing notice in the Times Virginian newspaper once a week for two (2) consecutive weeks and posting Notice of Hearing at the front door of the Appomattox County Courthouse ten (10) days before the hearing, and

WHEREAS, those members of the public attending said hearing were given the opportunity to participate in and make requests for new roads and improvements, and

WHEREAS, the proposed Secondary Road Budget Priority List for 1995-96 was read into the record at said hearing for all in attendance to hear.

THEREFORE, BE IT RESOLVED, that the attached Secondary Road Priority List for Appomattox County for 1995-96 is hereby approved by this Board. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Ms. Lindsay then explained that the Six Year Plan would be revised every year instead of every other year.

Ms. Lindsay received several concerns from Board of Supervisor members that she stated she would look into.

Mr. Paulette thanked and excused Ms. Lindsay and asked if any Supervisor has a concern for discussion.

Mr. Carwile asked for a show of hands of those who were attending the meeting due to the Regional Jail decision.

Mr. Carwile next stated that Joel Carnefix, Route 4, Appomattox, Virginia had contacted him concerning continued cost increases involved with farming. He stated that Mr. Carnefix felt land use tax may be in order to help contain these rising cost to the farmers.

Mr. Carwile also stated that he would like to see the public participation slot placed on the agenda for regular meetings.

After discussion, it was agreed that each Board member would give Ms. Ferguson their suggestions for guidelines to govern public participation in Board meetings and Mrs. Ferguson would compile this information for Board approval.

Mr. Paulette stated that he felt public hearings should be moved back to the Courthouse, due to the need for a private area for the Planning Commission to meet.

After discussion, Mr. Torrence made a motion seconded by Mr. Carwile to hold all public hearings in the Courthouse. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette mentioned that the next regular meeting was scheduled for July 3, 1995, which was a holiday weekend. Mr. Paulette suggested the meeting be moved to July 10, 1995.

After discussion, Mr. Torrence made a motion seconded by Mr. Carwile to schedule the next regular meeting for July 10, 1995 at 7:00 P.M., due to the holiday weekend. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette next called on C. T. Moses, Jr. to appear before the Board.

Mr. Moses thanked the Board for allowing him time on the agenda to address the subject of the Regional Jail. Mr. Moses continued by reviewing his reasons for being in opposition to the proposed regional jail and urged the Board of Supervisors to withdraw from participation in the Blue Ridge Regional Jail Authority.

Mr. Paulette thanked Mr. Moses and called Mike Smithers, Environmental Health Manager, Virginia Health Department, to appear before the Board.

Mr. Smithers began by saying he had been asked to appear before the Board of Supervisors to provide information and answer questions on the use of "sludge" on landfill areas.

Mr. Smithers then presented the Board members with excerpts from the Commonwealth of Virginia, State Board of Health, Sewage Handling & Disposal Regulations".

Mr. Smithers explained the present regulations and that it was possible to spread sludge on landfill area, once certain treatment had been performed. Mr. Smithers continued by saying the cost to design and operate a plant and treat sewage was very expensive.

Mr. Smithers estimated a start-up cost of $200,000.00 to $300,000.00. Mr. Smithers answered several questions concerning this process.

Mr. Paulette thanked Ms. Smithers for providing the requested information and read the first Administrative Item, Planning Commission recommendations.

Mr. Paulette read petition numbers 95-246, 95-247, and 95-250 and stated the Planning Commission recommendations for the following petitions:

1) Petition 95-246 of Bascome and Eleanor Hudson to rezone property from R-1 to R-2. Property is located on Route 645

between Route 679 and Route 604;
2) Petition 95-247 of Lawrence R. and Beatrice Hudson to rezone property from R-1 to R-2. Property is located on route 645 between Route 679 and Route 604;
3) Petition 95-250 of Thomas A. Goin to rezone property from R-1 to R-2. Property is located on Route 645 between Route 679 and Route 604;

Mr. Torrence made a motion seconded by Mr. Moore to re-advertise entire R-1 district to be considered for rezoning to R-2. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette next presented petition 95-248 of Phyllis M. Smith and explained the Planning Commission recommended approval.

Mr. Carwile made a motion seconded by Mrs. Beasley to approve petition 95-248 of Phyllis M. Smith for a Conditional Use Permit to allow Home Occupation (Telephone Marketing). Property is located on Route 733 between Route 727 and dead end and zoned R-1.
Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette presented petition 95-249 of Ernest and Pat Mayberry and informed the Board the Planning Commission recommended disapproval.

Mr. Torrence made a motion seconded by Mr. Carwile to disapprove petition number 95-249 of Ernest and Pay Mayberry for a Conditional zoning permit to allow mobile home use in R-1. Property is located on Route 727 between Route 645 and Route 604. Vote: Mr. Paulette, nay; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette read petition 95-251 of Judy and Roger Morris and explained the Planning Commission recommended approval.

Mr. Carwile made a motion seconded by Mrs. Beasley to approve petition 95-251 of Roger and Judy Morris for a Conditional Zoning Permit to allow Used Car Sales. Property is located on Route 460 between Route 647 and Route 689 and zoned A-1. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette next read petition 95-252 of William R. Bryant and stated the Planning Commission recommended approval.

Mr. Torrence made a motion seconded by Mrs. Beasley to approve petition 95-252 of William R. Bryant for a Conditional Use Permit to allow home occupation (small engine repair) in accessory building. Property is zoned A-1 and is located on Route 610 between Route 670 and Route 609. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette presented the last petition 95-253 of Bible Baptist Church and told the Board the Planning Commission recommended approval.

Mrs. Beasley made a motion seconded by Mr. Carwile to approve petition 95-253 of Bible Baptist Church for a Conditional Use Permit to add additional building on property for family life center. Property is zoned R-1 and is located on Route 627 between Route 26 and Dead End. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette then informed the Board they needed to take action on the proposed changes to the Restaurant and Tradesmans' Ordinances.

Mr. Torrence made a motion seconded by Mr. Moore to change the Restaurant Ordinance Section 129-4, Enforcement to read: "This Article shall be enforced by the Virginia Department of Agriculture and Consumer Services". Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Carwile made a motion seconded by Mr. Moore to repeal section 151.8 of the Tradesmans' Ordinance of the Code of Appomattox County: "Eligibility for Exemption". Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette next presented a request from Mr. Peterson, Solid Waste Administrator for changes to Section 139.7 of the Solid Waste Ordinance.

After discussion and by consensus of the Board, a public hearing was scheduled for July 10, 1995 at 6:30 P.m. on the following proposed changes: Appomattox County Code, Section 139-7:

A. - When brought to the Landfill
    1. Tires:
        (a) All tires will be billed at One Dollar ($1.00).
        (b) Exception: Farm Tractor Tires, Heavy Equipment Tires, will be billed at Three Dollars ($3.00).

B. Business/Industries:
    1. (Second I) Omit this section - NO BREAK ON QUANTITIES.

Mr. Paulette next presented appropriation requests from General Reassessment and the Board of Assessors.

Mr. Carwile made a motion seconded by Mrs. Beasley to appropriate $9,307.00 to pay Old Dominion Appraisal the balance on his contract. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Carwile made a motion seconded by Mrs. Beasley to appropriate $300.00 to 1211-1001 and $30.00 to 1211-5401. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette then presented a request for line item transfer for health insurance from the Commonwealth Attorney.

Mr. Carwile made a motion seconded by Mrs. Beasley to transfer $130.00 from 1101-2005 to 2201-2005 for health insurance. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette turned the Board's attention to the grant award from Southside Economic Development.

After discussion and by consensus, the Board agreed to revisit the Southside Economic Development Grant award at the July 1995 meeting.

Mr. Paulette notified the Board that appointments need to be made to the Disability Services Board, Youth Services Commission, and the Central Virginia Community Services Board.

After discussion, Mr. Torrence made a motion seconded by Mrs. Beasley to re-appoint Mrs. Peggy Lawson (term expires 11/98) and Mr. Ben Mawyer (term expires 5/96) to the Appomattox County Youth Services Commission. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Appointments to the Disability Services Board and the Central Virginia Community Services Board were held until the July 1995 regular meeting.

Mr. Paulette next explained the Legislature had provided a new benefit to the Virginia Retirement System, House Bill 1545, which deals with Involuntary Terminations of County Administrators, City Managers, etc. Mr. Paulette continued by explaining that the County, must notify VRS by July 1, 1995 if they did not want to participate in this benefit.

After discussion, and by consensus, no action was taken.

Mr. Paulette next presented a request from the Southside Marketing Council Region for a resolution opposing the Lake Gaston Pipeline Proposal.

Mr. Carwile made a motion seconded by Mr. Torrence to adopt the following resolution:

RESOLUTION

RESOLUTION OPPOSING THE LAKE GASTON PIPELINE PROPOSAL CREATED BETWEEN THE CITY OF VIRGINIA BEACH, THE COMMONWEALTH OF VIRGINIA AND THE STATE OF NORTH CAROLINA.

WHEREAS, the City of Virginia Beach has pursued an agreement for withdrawal of waters from Lake Gaston that could be precedent setting, and

WHEREAS, this agreement sets limits on future withdrawals of water from the Roanoke River Basin, and

WHEREAS, this agreement severely limits interbasin and intrabasin transfer of waters from the Roanoke River Basin, and

WHEREAS, these interbasin and intrabasin transfer limits may have a severely detrimental affect on all jurisdictions in the Appomattox County area and may constitute legal precedents if approved by the General Assembly of the Commonwealth of Virginia, and

WHEREAS, any limitations may prove to be detrimental to the economic well being and overall growth of the Appomattox County area.

NOW, THEREFORE BE IT RESOLVED that the Appomattox County Board of Supervisors opposes restrictions on the interbasin and intrabasin transfers of waters caused by withdrawal of waters to satisfy the needs of the City of Virginia Beach or any other jurisdiction located within the Commonwealth that might have adverse affect on jurisdictions located with the Central Virginia Planning District Commission geographical area.
Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette then stated a letter had been received from Dr. Thomas, Superintendent of Public Schools, requesting Board of Supervisor personnel have the Schools underground tanks removed.

Discussion followed. No action was taken.

Mr. Paulette stated the meeting regarding juvenile detention would be held on June 20, 1995 at Sheldon's Restaurant in Keysville at 6:30 P.M.

Mr. Paulette next proceeded with the Administrative Items - Additional Items for Consideration.

Mr. Paulette presented appropriation request from the School Board and the Jail.

Mr. Torrence made a motion seconded by Mrs. Beasley to appropriate $15,000.00 from the Textbook Rental Fund for July 1995. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Beasley made a motion seconded by Mr. Torrence to appropriate $504.97 from the Athletic Fund for the month of June, 1995.

Mr. Torrence made a motion seconded by Mrs. Beasley to appropriate $5,167.82 for inmate housing for the months of January-March 1995. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette presented the next item which was a request from Mr. Peterson, Solid Waste Administrator for a line item transfer.

Mr. Torrence made a motion seconded by Mrs. Beasley to transfer $270.00 from 4204-3002 to 4204-5410. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette informed the other Board of Supervisor members that request for proposals for health insurance have been mailed out. Further information will be provided as it becomes available.

Mr. Paulette brought the Boards attention to information provided on E911.

After a lengthy discussion and by consensus, the Board agreed to review the information provided and discuss this further at the July 1995 meeting.

Mr. Paulette then presented the final draft of the FY96 proposed budget and revenue estimate.

After discussion, Mr. Torrence made a motion seconded by Mrs. Beasley to adopt the FY96 budget and revenue estimate as presented. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.
(Copy of Budget and Revenue on file in the June 1995 Board File.)

Mr. Paulette next asked the other Board members if they were prepared to make a decision concerning continued participation in the Blue Ridge Regional Jail.

Mr. Carwile began by pointing out various concerns that he had with the service agreement. He continued by saying there were too many unanswered questions and entirely too many unknowns. Mr. Carwile stated he had been opposed to participation in the Regional Jail from the beginning and had not been provided with any information that had caused him to change his opinion.

Mr. Moore began by saying he had approached the Regional Jail Concept with an open mind. He continued that he had studied the materials provided and that whatever his vote, it would be based on his research and not outside pressure.

Mrs. Beasley said that she agreed with Mr. Moore's statements. She continued by saying she did not feel that crime would decrease and hoped the best decision for the County would be reached tonight.

Mr. Torrence began by asking the other Board members to look back over the past ten (10) years at some of the opportunities that other Boards had let pass. Mr. Torrence gave several examples and stated that these decisions had proven to be mistakes. Mr. Torrence urged the other Board members to have some foresight and to prepare Appomattox County to face it's inmate housing problems for many years to come.

Mr. Paulette stated that he had done research on the figures he had been given concerning jail costs, and he was not in favor of expanding our local jail and adding that burden on the County taxpayers. Mr. Paulette continued by adding that his decision was based on economics and the fact that nothing was concrete, at this point. Mr. Paulette stated that jails were a dead expense.

After further discussion, Mr. Paulette called for a motion.

Mr. Torrence made a motion that Appomattox County proceed with participation in the Blue Ridge Regional Jail, as planned October, 1994.

Mr. Paulette called for a second.

Hearing no second, Mr. Paulette stated the motion died for lack of a second.

Mr. Carwile then made a motion seconded by Mr. Moore to recind and annul, in it's entirety, the action taken in October 1994, to participate in the Blue Ridge Regional Jail and that Appomattox County stay independent. Vote: Mr. Paulette, aye; Mrs. Beasley, aye, Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, nay.

Mr. Paulette stated that there was a need for an executive session to discuss legal and personnel matters.

Mr. Torrence made a motion seconded by Mr. Moore to enter into executive session at 9:48 P.M. to discuss legal and personnel matters. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

On a motion by Mr. Moore seconded by Mr. Carwile it was resolved the Board of Supervisors return to regular session at 10:18 p.m. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

On a motion by Mr. Moore seconded by Mr. Carwile, the following resolution was adopted:

WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification motion applies, and (ii) only such executive matters were heard; discussed or considered by the Appomattox County Board of Supervisors.

Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Being no further business, Mrs. Beasley made a motion seconded by Mr. Torrence to recess until June 19, 1995 after the Public Hearing. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Philip E. Paulette
Chairman

A joint public hearing of the Appomattox County Board of Supervisors and the Appomattox County Planning Commission was held on June 19, 1995, at 7:00 P.M. in the School Board conference room, North Court Street, Appomattox, Virginia.

Present (Board of Supervisors):
Philip E. Paulette, Chairman - Courthouse District (late)
Nina B. Beasley - Falling River District
Frank H. Carwile - Wreck Island District
Russell H. Moore - Piney Mountain District
Dennis W. Torrence - Appomattox River District

Present (Planning Commission):
Al Sears
Calvin Tanner
Elizabeth Edwards
Robert Johnson
Bobby Mitchell
Debra Chernault
Russell Moore

Absent (Planning Commission):
Charles Smith
Claude Allen Moore
Wayne Lewis

Also Present:
Aileen T. Ferguson - County Administrator

Mr. Moore called the public hearing to order and stated the purpose of the hearing was to receive comments on several zoning petitions. Mr. Moore then stated the procedure for addressing the Board.

Mr. Moore asked Mrs. Ferguson to read the first petition.

Mr. Paulette arrived.

Mrs. Ferguson read petition 95-254 of John H. Ranson for a Conditional Use Permit to operate restaurant in Evergreen General Store. Property is zoned V-1 and is located on Route 630 between Route 633 and Route 681.

Mr. Paulette asked if anyone had comments concerning this petition.

Mr. John H. Ranson Jr. came forward and gave his address at Evergreen, Virginia. Mr. Ranson began by stating they had found there was a need for the purposed service in the community and in talking with their neighbors there was no objection to his request. Mr. Ranson asked for a show of hands from the people who were at the meeting in support of the petition. Eleven (11) people raised their hands. Mr. Ranson then asked the Board to approve his application and thanked them for their time.

Mr. Paulette then asked if anyone else wished to speak concerning this application.

Mr. Gordon Staples came forward and gave his address as Evergreen, Virginia. Mr. Staples stated there was a need for this service in the community. He continued by saying this was a gathering place for retirees, etc., and a nice place to go. Mr. Staples said he was in favor of this change and asked the Board for a favorable decision.

Mr. Paulette thanked Mr. Staples and asked for other comments.

Ms. Bobbie Atkins came forward and stated her address as Evergreen, Virginia. Ms. Atkins continued by saying she lived right next to the store and that the services they provided were life saving during the storms last year when everyone was out of power. Ms. Atkins feel this is a big help to the community. Ms. Atkins asked for the petition to be approved.

Mr. Paulette thanked Ms. Atkins and asked if anyone else wished to speak concerning this petition.

Hearing no one, Mr. Paulette asked Mrs. Ferguson to read the next petition.

Mrs. Ferguson explained that petition 95-255 of Fred and Gloria Arthur had been withdrawn.

Being no other petitions, Mr. Paulette declared the public hearing closed at 7:08 P.M.

Philip E. Paulette

Chairman

A recessed meeting of the Appomattox County Board of Supervisors was held on June 19, 1995 at 7:30 P.M. in the School Board conference room, North Court Street, Appomattox, Virginia.

Present:
    Philip E. Paulette, Chairman - Courthouse District

Nina B. Beasley - Falling River District
Frank H. Carwile - Wreck Island District
Russell H. Moore - Piney Mountain District
Dennis W. Torrence - Appomattox River District

Also Present:
Aileen T. Ferguson - County Administrator

Mr. Paulette called the recessed meeting to order at 7:30 P.M. Mr. Paulette asked Mr. Al Sears, Chairman of the Appomattox County Planning Commission, the recommendation from the Planning Commission on Mr. John H. Ranson, Jr.'s application.

Mr. Sears stated the Planning Commission recommended approval of petition number 95-254 of John H. Ranson, Jr.

Mr. Torrence made a motion seconded by Mrs. Beasley to approve petition number 95-254 of John H. Ranson, Jr. for a Conditional Use Permit to operate restaurant in Evergreen General Store. Property is zoned V-1 and is located on Route 630 between Route 633 and Route 681.
Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette presented the appropriation resolution for the FY96 budget year.

Mrs. Beasley made a motion seconded by Mr. Moore to adopt the following resolution:

COUNTY OF APPOMATTOX
APPROPRIATIONS RESOLUTION
FISCAL YEAR 1996

BE IT RESOLVED that the Board of Supervisors of Appomattox County, Virginia, hereby appropriates for the Fiscal Year commencing July 1, 1995 and ending June 30, 1996, from the funds, for the functions, and in the amounts indicated herein:

I. General Fund

1101 Board of Supervisors	442,807.00
1201 County Administrator	125,071.00
1204 County Attorney	15,650.00
1206 Independent Auditor	13,650.00
1209 Commissioner of Revenue	182,505.00
1210 Assessor/Reassessor	11,583.00
1211 Board of Equalization	4,431.00
1213 Treasurer	194,193.00
1301 Electoral Board/Officials	14,158.00
1302 Registrar	39,243.00
2101 Circuit Court	11,125.00
2102 General District Court	2,142.00
2105 Juvenile/Domestic Relations Court	6,155.00
2106 Clerk of Circuit Court	42,562.00
2107 Sheriff (Civil Server)	26,483.00
2109 Court Services Unit	8,800.00

2130	Magistrate	528.00
2201	Commonwealth Attorney	127,486.00
3102	Sheriff	817,338.00
3103	Sheriff (Town Police)	70,451.00
3104	Sheriff (Grant)	90,363.00
3106	CADRE Grant	10,000.00
3108	Crime Prevention Grant	40,991.00
3202	Volunteer Fire Departments	104,155.00
3203	Volunteer Rescue Squad	16,300.00
3204	Forestry Service	7,300.00
3301	Sheriff/Jail	106,162.00
3401	Office of Building and Housing	50,556.00
3501	Animal Control	44,273.00
3503	Medical Examiner	500.00
3605	Emergency Services	2,500.00
4101	Road Viewers	75.00
4203	Refuse Collection	145,156.00
4204	Refuse Disposal	295,498.00
4206	Litter Grant	2,889.00
4207	Recycling	20,020.00
4302	General Properties	153,000.00
5101	Local Health Department	91,017.00
5105	Central VA Commission on Aging	8,150.00
5202	Central VA Community Services	25,885.00
5302	State Local Hospitalization	4,295.00
5309	Housing Worker Rental Assistance	17,732.00
5310	Comprehensive Services	50,083.00
6401	Central Virginia Community College	17,257.00
7102	Parks & Recreation Department	58,937.00
7104	Community Center	3,050.00
7109	Contributions	15,000.00
7205	Office on Youth	41,351.00
7301	Public Library	100,004.00
8101	Planning (CVPDC)	3,704.00
8103	Summer Youth	40,834.00
8104	Zoning	1,200.00
8105	Economic Development	58,130.00
8106	Chamber of Commerce	13,000.00
8111	Board of Zoning Appeals	700.00
8112	Planning Commission	2,200.00
8203	Robert E. Lee Soil & Water Conservation	4,675.00
8303	Extension Services	30,090.00
9203	Commissioner of Accounts	240.00
II.	Capital Improvement Fund (Uncommitted)	150,000.00
III.	Virginia Public Assistance Fund	712,414.00
IV.	School Operating Fund	11,259,843.00

BE IT FURTHER RESOLVED, THAT the County Treasurer be, and is hereby, authorized to transfer from the General Revenue Funds pursuant to this Resolution, as monies become available, and from time to time to meet the expenditures for amounts appropriated sums equal to, but not in excess of, the appropriations indicated for transfer, as Transfer to Schools (Operation) and Transfer to Department of Social Services for the period covered by this Appropriation Resolution. Other inter-fund transfers shall be in accordance with the direction of the Board of Supervisors.

Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette next presented appropriation requests from the Library Fund, the Ball Park Account, the Law Library Fund,Cafeteria Fund and the Summer Youth Program.

Mr. Torrence made a motion seconded by Mrs. Beasley to appropriate $449.70 from the Library Fund for the month of June 1995. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Beasley made a motion seconded by Mr. Moore to appropriate $841.96 for the month of June 1995, from the Ball Park Account. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Torrence made a motion seconded by Mr. Moore to appropriate $133.50 from the Law Library Fund for the month of June, 1995. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Torrence made a motion seconded by Mr. Moore to appropriate $5,500.00 from the Summer Youth Program for the month of June, 1995. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Moore made a motion seconded by Mr. Torrence to appropriate $10,000.00 from the Cafeteria Fund for the month of June 1995. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette then asked the other Board members for a resolution in opposition to closing the Appomattox Court House National Historical Park.

After discussion, Mr. Torrence made a motion seconded by Mrs. Beasley to adopt the following resolution:

RESOLUTION

WHEREAS, The Appomattox County National Historical Park is located in the County of Appomattox, Virginia, and

WHEREAS, This National Historical Park is a major tourism destination attracting approximately 120,000 tourist each year, and

WHEREAS, these tourist provide a major economic stimulus to all of the local jurisdictions of the Central Virginia Area which support a large employment base, and

WHEREAS, the Counties of Appomattox, Amelia, Brunswick, Buckingham, Charlotte, Dinwiddie, Halifax, Lunenburg, Mecklenburg, Nottoway, Powhatan and Prince Edward, have applied for and received an ISTEA grant promoting tourism along the "Route of Lee's Retreat", and

WHEREAS, the National Park Service is proposing to close this Park due to a funding decrease.

BE IT THEREFORE RESOLVED, that the Appomattox County Board of Supervisors requests the National Park Service to reinstitute full funding to the Appomattox National Historical Park and discontinue any discussion of the possible closing of this facility.
Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette next presented a listing of the FY95 funds to be encumbered.

Mr. Moore made a motion seconded by Mrs. Beasley to encumber $54,780.00 for the Sheriff's Department for the purchase of three (3) cars; and $42,139.00 for site preparation for Route 620/622 "Super Site". Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Torrence brought up the fact that container sites and voting precincts were not mowed on a regular basis.

After discussion, and by consensus, Mrs. Ferguson was told to purchase push mowers for this purpose.

Mr. Paulette then presented a request from Mrs. Ferguson that the Board give July 3, 1995 to County employees as a holiday. Mr. Paulette explained that the Governor had given this extra day to State employees which in turn applied to the Constitutional Officers and their employees.

After discussion Mrs. Beasley made a motion seconded by Mr. Torrence to give July 3, 1995 as an additional holiday for County employees. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette next informed the other Board members of a conference at Longwood College on Friday, July 7, 1995. This is the Fifth District Housing Conference held by Congressman L. F. Payne. Mr. Paulette noted anyone wishing to attend, please let Mrs. Ferguson know so she could send in the registration fee.

Mr. Paulette next asked for a date to be set for the Board of Supervisors to review and approve applications for contractor certification exemption.

After discussion, and by consensus of the Board, a meeting was scheduled for June 28, 1995 at 3:00 P.M. to review contractor certification applications.

Mr. Paulette presented a request from Mr. Jeff Mcleese that he be allowed to erect a Street sign on Route 617 naming this road Coleman Mountain. Mr. Paulette explained that the sign would have to be erected on private property, off the State right-of-way.

After discussion, and by consensus, the Board felt this was not a matter that came under their control, since the sign was to be erected on private property.

Mr. Paulette reminded the other members of the Board of a meeting scheduled for June 20, 1995 at Sheldon's Restaurant in Keysville. Mr. Paulette explained this meeting was to discuss juvenile detention problems.

Mr. Paulette next brought before the Board the matter of School Board Appointments.

Mr. Torrence stated that since no one had submitted an application for the School Board position, for Appomattox River District, he had asked Mr. Sonny Tolley if he would continue to serve until December 31, 1995. Mr. Torrence continued by stating that Mr. Tolley had agreed to serve, if the Board so desired.

Mr. Torrence made a motion seconded by Mrs. Beasley to reappoint Mr. O. H. "Sonny" Tolley to the School Board, serving the Appomattox River District, for a term from July 1, 1995 to December 31, 1995. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette explained there were two qualified applications for School Board serving Courthouse District, Mrs. Terri Conrad and Dr. Richard Poe. Mr. Paulette continued by stating he had received a number of telephone calls, concerning this appointment, and they were all in support of Richard Poe.

Mr. Torrence made a motion seconded by Mrs. Beasley to reappoint Dr. Richard Poe to the School Board serving Courthouse District, for a term from July 1, 1995 to December 31, 1996. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Carwile asked that a public meeting be scheduled to discuss E911 and that Mr. Dennis Gragg be asked to attend this meeting to address technical points involved with E911.

After discussion, Mr. Carwile made a motion seconded by Mr. Torrence to schedule a public meeting to discuss E911 for July 24, 1995 at 7:00 P.M. in the Courthouse, if Mr. Gragg is available on that date. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Torrence next brought to the Board's attention that Ms. Susan Hunter of Pamplin had hired someone to clear some land for her and when she was billed for this debris by the landfill the fee was exorbitant. Mr. Torrence suggested that Mrs. Hunter be charged by cubic yards rather than tonnage.

After discussion, Mr. Torrence made a motion seconded by Mr. Moore to credit Mrs. Susan Hunter for all but $63.00 of her landfill charges. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Torrence next informed the Board that Mrs. Raymond Dickerson had contacted him and explained her husband had suffered a heart attack. Mrs. Dickerson asked that her son be contacted with anything concerning their fruit stand. Mr. Torrence asked if this issue could be tabled for the present until Mr. Dickerson recovers and decides what he would like to do.

After discussion and by consensus of the Board, it was agreed to table this issue at the present time.

Mr. Paulette next explained an executive session was necessary to discuss a legal matter.

Mrs. Beasley made a motion seconded by Mr. Torrence to enter into executive session at 8:35 p.m. to discuss a legal matter. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

On a motion by Mrs. Beasley seconded by Mr. Torrence it was resolved the Board of Supervisors return to regular session at 8:50 p.m. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye and Mr. Torrence, aye.

On a motion by Mrs. Beasley seconded by Mr. Torrence the following resolution was adopted:

WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification motion applies, and (ii) only such executive matters were heard; discussed or considered by the Appomattox County Board of Supervisors.

Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Being no further business, Mr. Torrence made a motion seconded by Mr. Carwile to recess until June 28, 1995 at 3:00 p.m. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Chairman

A recessed meeting of the Appomattox County Board of Supervisors was held on June 28, 1995 at 3:00 P.M. in the School Board conference room, North Court Street, Appomattox, VA.

Present:
Philip E. Paulette, Chairman - Courthouse District
Frank H. Carwile - Wreck Island District
Russell H. Moore - Piney Mountain District
Dennis W. Torrence - Appomattox River District

Absent:
Nina B. Beasley - Falling River District

Also Present:
Vickie Phelps - Office of Building & Housing
W. M. Caldwell - Building Official

Mr. Paulette called the meeting to order and asked Mr. Caldwell, Building Official, if he would comment on the applications for certification exemption.

Mr. Caldwell stated five (5) applications had been received. He listed the applicants as follows:

1) Donald R. Martin
2) David Ferguson
3) Sandy Hamlett
4) Alton Lucado, Sr. and
5) Kermit Campbell

After review and by consensus of the Board, the following tradesman certification exemptions were approved: 1) Kermit Campbell; 2) Alton Lucado, Sr.; and 3) Sandy Hamlett.

Discussion continued concerning the other applications.

After discussion, and by consensus of the Board, Mr. Caldwell, was to contact Mr. Donald R. Martin and have him complete his application in order to be able to issue his certification exemption.

Mr. Paulette reminded the other Board members of several events that were scheduled in the upcoming weeks.

Being no further business, Mr. Torrence made a motion seconded by Mr. Moore to adjourn. Vote: Mr. Paulette, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Philip E. Paulette
Chairman

A public hearing of the Appomattox County Board of Supervisors was held on July 10, 1995 at 6:30 p.m. in the School Board conference room, North Court Street, Appomattox, VA.

Present:
- Philip E. Paulette, Chairman - Courthouse District
- Nina B. Beasley - Falling River District
- Frank H. Carwile - Wreck Island District
- Russell H. Moore - Piney Mountain District

Absent:
- Dennis W. Torrence - Appomattox River District

Also Present:
- Aileen T. Ferguson - County Administrator

Mr. Paulette called the public hearing to order at 6:30 p.m. and stated the purpose of the hearing was to receive comments on proposed changes to the Solid Waste Ordinance.

Mr. Paulette then read the Sections as adopted and the proposed changes:

CHAPTER 139 - SOLID WASTE

Article I

Collection and Disposal

Section 139-7. Fee Schedule

The fee schedule shall be as follows:

READS:
A. When brought to the landfill:

- (1) Tires:
  - (a) Sixteen-inch rim size or less: one dollar ($1).
  - (b) Over sixteen-inch rim size: two dollars and fifty cents ($2.50)
  - (c) If split, loose-load rate above applies.
- (2) Commercial-hauler-type vehicle.
  - (a) Loose load:
    - (1.) Loads up to four (4) tons: four dollars and fifty cents ($4.50) per cubic yard.
    - (2.) Loads over four (4) tons: fifty dollars ($50) per ton.
  - (b) Compacted load:
    - (1.) Loads up to eight (8) tons: nine dollars ($9) per cubic yard.
    - (2.) Loads over eight (8) tons: fifty dollars ($50) per ton.

B. Business/industry (if not picked up by commercial hauler or otherwise disposed of at landfill):

I. (second I)
Reads:
Anyone bringing twenty (20) or more tires to the landfill for disposal will only be charged fifty percent (50%) of the above charge, i.e., twenty (20) sixteen-inch tires at one dollar ($1) equals twenty dollars ($20) times fifty percent (50%) equals a charge of ten dollars ($10).

PROPOSED CHANGE:
A. When brought to the Landfill:
- 1. TIRES:
  - (a) All tires will be billed at one dollar ($1).
  - (b) Exception: Farm Tractor Tires, Heavy Equipment Tires, will be billed at three dollars ($3).

PROPOSED CHANGE:
B. Business/Industry......... I. (second I)
Omit this section - NO BREAK ON QUANTITIES.

Mr. Paulette then called for comments.

Hearing none Mr. Paulette closed the public hearing at 6:37 p.m.

Chairman

A regular meeting of the Appomattox County Board of Supervisors was held on July 10, 1995 at 7:00 P.M. in the School Board Conference Room, North Court Street, Appomattox, Virginia.

Present:
Philip E. Paulette, Chairman - Courthouse District
Nina B. Beasley - Falling River District
Frank H. Carwile - Wreck Island District
Russell H. Moore - Piney Mountain District

Absent:
Dennis W. Torrence - Appomattox River District

Also Present:
Thomas W. Lawson - County Attorney
Aileen T. Ferguson - County Administrator

Mr. Paulette called the meeting to order at 7:00 P.M. and asked Supervisor Moore to give the invocation.

Mr. Paulette called for additions and corrections to the minutes.

Mr. Carwile made a motion seconded by Mrs. Beasley to approve the minutes of the regular meeting of May 1, 1995; public hearings of May 8, 1995; May 15, 1995; May 16, 1995; June 6, 1995; and recessed meetings of May 8, 1995; May 15, 1995; May 22, 1995. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Moore, aye.

Mr. Paulette then called Ms. Robyn Allen, VASAP, to appear before the Board.

Ms. Allen began by thanking the Board for allowing VASAP to provide Community Diversion Incentive services for Appomattox County. Ms. Allen continued by giving a brief overview of the VASAP operation and explained they would make every effort to provide excellent client services for the Courts they serve.

Ms. Allen then answered some questions from Board members concerning their operation.

Mr. Paulette thanked and excused Ms. Allen and called for Supervisor concerns.

Mr. Carwile asked if we had heard anything from Mr. Norman Emmanuel.

Mr. Lawson, County Attorney, stated that a letter had been written to Mr. Emmanuel and he was waiting on a reply.

Mr. Carwile then noted that several buildings in Courthouse Square were in need of repair. He continued by requesting that Mrs. Ferguson have several contractors give prices on repairing this damage.

Mr. Carwile stated he feels there is a need in the County for infrastructure. He mentioned the Board had met on several occasions with Town Council to try to resolve infrastructure problems. He continued he felt the Board needs to move ahead. Mr. Carwile continued by saying several suggestions to assist with moving forward may be: 1) Recalling the Blue Ribbon Committee; and 2) Hiring an Economic

Development Director to help look for funding alternatives for economic development.

Mr. Carwile then gave a brief report to the other Board members, on the Juvenile Detention meeting held at Keysville, Virginia.

Mr. Paulette told the other Board of Supervisor members that he was interested in obtaining a automatic check signer.

Discussion followed as to when this would be used and concerns about reviewing expenditures.

Mr. Paulette next stated that it appeared Ms. Lindsay, Virginia Department of Transportation, Resident Engineer, was not going to be attending the meeting, and asked if anyone had concerns for Ms. Ferguson to relay to Ms. Lindsay.

Mr. Carwile stated he was still waiting for a letter from Ms. Lindsay concerning a subdivision street located on Route 669.

Mr. Paulette next began with the first Administrative Item, the Southside Economic Development Commission grant.

After discussion, no action was taken.

Mr. Paulette reviewed the need for appointments to the following committees or boards:
1) Regional Disabilities Service Board;
2) Central Virginia Community Services Board; and the
3) Farmville VASAP Executive Board.

After discussion, the appointments were held over to the August 1995 meeting.

Mr. Paulette next introduced the issue of public participation in regular Board of Supervisors meetings.

After discussion, Mr. Paulette pointed out the County Code, Chapter 3, Article II, 3-7 which reads as follows:

> **"Addressing the Board at meetings; action on matters raised by nonmembers. (Amended 7-12-1993)**
>
> Any orderly person present at a meeting of the Board of Supervisors, may upon recognition by the presiding officer, request permission to address the Board; and the presiding officer may grant such request if he considers it to be in the public interest so to do, and he shall grant such request upon demand of any two (2) supervisors. When, as the result of such an address to the Board, it appears that a subject should be considered by the Board at a subsequent meeting, the County Administrator shall place such matter on the agenda for the next regular meeting of the Board of Supervisors."

After further discussion and by consensus of the Board, it was agreed this code section would take care of public participation in meetings.

Mr. Paulette next asked that a new meeting date be set for E911.

After discussion, and by consensus of the Board, August 28, 1995 at 7:00 P.M. in the Courthouse was set as the date for the public meeting on E911.

Mr. Paulette presented request for appropriation from the Library fund, Circuit Court Clerk's Office, Chamber of Commerce, I-66 Project, Inc., Virginia Institute of Government, School Board and Commonwealth Attorney.

Mrs. Beasley made a motion seconded by Mr. Moore to appropriate $1,211.00 from the Library Fund for the month of July 1995. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Moore, aye.

Mr. Moore made a motion seconded by Mrs. Beasley to appropriate $2,151.00 to the Circuit Court Clerk's budget to cover a grant she received. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Moore, aye.

Mr. Carwile made a motion seconded by Mr. Moore to deny a request from the Chamber of Commerce for funds to purchase brochures. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Moore, aye.

No action was taken on a request for funding for the I-66 Project or the Virginia Institute of Government membership.

Mrs. Beasley made a motion seconded by Mr. Moore to appropriate the following School Board request for July 1995:

VSPA Loan for Appomattox County High School Athletic Complex	$126,839.47
VSPA Loan for Appomattox Middle School	276,740.00
Summer Youth Program	35,380.29
Athletic Fund	1,909.69
Text Book Rental	50,000.00

Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Moore, aye.

Mr. Paulette next explained that Mrs. Ferguson was requesting a line item transfer to the Commonwealth Attorney's budget to cover Health Insurance Premium.

Mrs. Beasley made a motion seconded by Mr. Carwile to transfer $1,549.00 from 1101-2005 to 2201-2005. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Moore, aye.

Mr. Paulette informed the other Board members that VACo was holding it's annual meeting November 12-14, 1995, and asked if anyone wished to attend.

No one expressed a desire to attend this meeting.

Mr. Paulette then presented a request from Ann Lawson, Recreation Director, to attend her annual conference.

Mrs. Beasley made a motion seconded by Mr. Moore to allow Ann Lawson, Recreation Director, to attend the Virginia Recreation and Parks Society conference and pay expenses from 1101-5504. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Moore, aye.

Mrs. Beasley made a motion seconded by Mr. Moore to approve Mr. Lawson attending the Commonwealth Attorney's annual meeting and pay expenses from 1101-5504. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Moore, aye.

Mr. Paulette explained that Supervisor Torrence was requesting the Board consider requesting bids for mowing the "Super Sites".

After discussion, no action was taken.

Mr. Paulette next presented a request from the Registrar for tile flooring to replace the carpet in her office, due to water damage.

After discussion, and by consensus of the Board, it was agreed to replace the carpet in the Registrar's Office, if necessary.

Mr. Paulette next presented a request from the Appomattox Senior Woman's Club, to use the County logo as one of the designs in a "lap throw" they plan to make and sell for a fund raiser.

After discussion, Mrs. Beasley made a motion seconded by Mr. Moore to allow the Appomattox Senior Woman's Club to use the County logo design in their "lap throw". Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Moore, aye.

Mr. Paulette presented a request from the Health Department for the Board to reconsider their FY96 budget reduction. Mr. Paulette explained that by reducing local funds by $5,000.00 state funds would be reduced by $11,174.00.

After discussion and by consensus, the Board agreed to further consider this request at the August 1995 meeting and asked Mrs. Ferguson to have Dr. Harris provide further information.

Mr. Paulette asked if the Board wished to publish the Delinquent Real Estate and Personal Property tax lists.

After discussion, Mrs. Ferguson was asked to obtain a price for publishing these lists and provide this information to the Board.

Mr. Paulette then asked the Board to establish a date to interview for the Maintenance Position.

After discussion, and by consensus, July 13, 1995 at 7:00 P.M. in the jury room of the Courthouse, was set to interview applicants for the Maintenance Position.

Mr. Paulette continued with the first item under the Additional Items for Consideration, a request from the Appomattox County Historical Society for permission to use a "Pit Privy" at the Cloverhill Village on Route 627.

After discussion, Mr. Moore made a motion seconded by Mrs. Beasley to allow the Appomattox County Historical Society to use a "Pit Privy" at Clover Hill Village. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Moore, aye.

Mr. Paulette brought the Board's attention to copies of proposed changes in VDOT's Subdivision Street Requirements, and explained, if anyone wished to comment, a list of public hearing dates were attached.

Mr. Paulette informed the other Board members, that the Sheriff's Grant had been approved. The grant was reduced by $39,504.00, therefore, the Sheriff had been asked to adjust his budget to reflect this reduction.

Mr. Paulette presented a request from the Sheriff for funds to purchase a new generator to be used as back-up power for the radio system.

After discussion, Mr. Carwile made a motion seconded by Mr. Moore to transfer $4,103.04 from 1101-5804 to 3102-7001 to purchase generator for radio system backup. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Moore, aye.

Mr. Paulette asked if there was any further business to come before the Board.

Mr. Carwile asked the status of the property Mrs. Belter, Treasurer, had requested she be allowed to escheat.

Mrs. Ferguson explained that Mr. Puckett, Attorney, is continuing to work on this project.

Mr. Moore made a motion seconded by Mrs. Beasley to enter into executive session at 8:34 p.m. to discuss legal and personnel matters. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Moore, aye.

On a motion by Mrs. Beasley seconded by Mr. Moore it was resolved the Board of Supervisors return to regular session at 8:55 p.m. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Moore, aye.

On a motion by Mrs. Beasley seconded by Mr. Moore the following resolution was adopted:

WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of

Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification motion applies, and (ii) only such executive matters were heard; discussed or considered by the Appomattox County Board of Supervisors. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Moore, aye.

Being no further business, Mr. Moore made a motion seconded by Mrs. Beasley to adjourn until July 13, 1995 at 7:00 p.m. in the jury room of the Courthouse. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Moore, aye.

Philip E. Paulette
Chairman

A recessed meeting of the Appomattox County Board of Supervisors was held on July 13, 1995 at 7:00 P.M. in the Courthouse, Courthouse Square, North Court Street, Appomattox, Virginia.

Present:
Philip E. Paulette, Chairman - Courthouse District
Nina B. Beasley - Falling River District
Frank H. Carwile - Wreck Island District
Dennis W. Torrence - Appomattox River District

Absent:
Russell H. Moore - Piney Mountain District

Also Present:
Aileen T. Ferguson - County Administrator

Mr. Paulette called the meeting to order and stated an executive session was needed to interview applicants for the Maintenance Position.

Mr. Torrence made a motion seconded by Mrs. Beasley to enter into executive session at 7:02 P.M. to interview personnel. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Torrence, aye.

On a motion by Mrs. Beasley seconded by Mr. Carwile it was resolved the Board of Supervisors return to regular session at 9:05 p.m. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Torrence, aye.

On a motion by Mrs. Beasley seconded by Mr. Torrence the following resolution was adopted:

WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification motion applies, and (ii) only such executive matters were heard; discussed or considered by the Appomattox County Board of Supervisors. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Torrence, aye.

After discussion, and by concensus of the Board, Mrs. Ferguson was instructed to offer the Maintenance Position to Donald R. Martin at a starting salary of $20,000.00.

Being no further business, Mr. Torrence made a motion seconded by Mrs. Beasley to adjourn until after the public hearing on July 17, 1995. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; and Mr. Torrence, aye.

Philip E. Paulette
Chairman

A joint public hearing of the Appomattox County Board of Supervisors and the Appomattox County Planning Commission was held on July 17, 1995 at 7:00 p.m. in the Courthouse, Courthouse Square, North Court Street, Appomattox, Virginia.

Present (Board of Supervisors):
- Dennis W. Torrence, Presiding - Appomattox River District
- Nina B. Beasley - Falling River District
- Frank H. Carwile - Wreck Island District

Absent (Board of Supervisors):
- Philip E. Paulette, Chairman - Courthouse District
- Russell H. Moore - Piney Mountain District

Present (Planning Commission):
Al Sears
Claude Allen Moore
Robert Johnson
Wayne Lewis

Absent (Planning Commission):
Debra Chernault
Russell Moore
R. W. Mitchell
Charles Smith
Calvin Tanner
Elizabeth Edwards

Also Present:
W. M. Caldwell - Building Official
Aileen T. Ferguson - County Administrator

Mr. Torrence, presiding, called the public hearing to order at 7:10 p.m. and explained the purpose of the hearing and the procedure for making comments.

Mr. Torrence then asked Mr. Caldwell to read the first petition.

Mr. Caldwell read petition number 95-256 of Appomattox County to rezone property from R-1 to R-2. Property is located at intersection of Route 679 and Route 645. Property fronts approximately 0.3 mile on North side of Route 679 and approximately 0.6 mile on both sides of Route 645.

Mr. Torrence asked if anyone wished to speak in favor of this petition.

Mr. Ray Hudson came forward and gave his address as Appomattox, Virginia. Mr. Hudson began by saying that most of the property surrounding the property in question, was zoned A-1. He stated only three lots, across Route 645 from this property were zoned R-1. Mr. Hudson continued that if the Board didn't want to rezone to R-2, he would be satisfied with A-1.

Mr. Torrence asked for other comments.

Mr. Russell Hudson came forward and stated that he represented 48 people who are opposed to rezoning this property. Mr. Hudson presented a petition with 48 signatures opposing rezoning from R-1 to R-2. (Petition on file in zoning file #95-256).

Mr. Torrence asked if anyone else wished to comment on this request.

Ms. Betty Hudson spoke and stated she is opposed to the rezoning because she did not want low income housing or mobile homes on this property.

Mr. Torrence asked if anyone else wished to comment. Hearing no one, Mr. Torrence asked Mr. Caldwell to read the next petition.

Mr. Caldwell read petition 95-257 of William Edward Walker for a Conditional Use Permit to allow Home Occupation (retail outlet). Property is located on Route 460W between Route 628 and Route 622 and is zoned A-1.

Mr. Torrence called for comments on this petition.

Hearing no comments and being no further zoning petitions, Mr. Torrence closed the public hearing at 7:18 P.M.

Presiding

A recessed meeting of the Appomattox County Board of Supervisors was held on July 17, 1995 at 7:25 p.m. in the Courthouse, Courthouse Square, North Court Street, Appomattox, Virginia.

Present:
Nina B. Beasley - Falling River District
Frank H. Carwile - Wreck Island District
Dennis W. Torrence - Appomattox River District (Presiding)

Absent:
Philip E. Paulette - Courthouse District
Russell H. Moore - Piney Mountain District

Also Present:
Aileen T. Ferguson - County Administrator

Mr. Torrence, presiding, called the meeting to order and explained there were several items that needed action by the Board.

Mr. Torrence continued by presenting request from Monte Mays, Sara Wooten and Janet Belter, for their expenses to be paid to Local Government Officials Conference.

After discussion, Mrs. Beasley made a motion seconded by Mr. Carwile to pay expenses for Local Government Officials Conference from 1101-5504 for Monte Mays, Sara Wooten, and Janet Belter. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; and Mr. Carwile, aye.

Mr. Torrence then gave a report of the cost of publishing delinquent tax list.

After discussion, Mrs. Beasley made a motion seconded by Mr. Carwile to publish the delinquent real estate and personal property tax list for one (1) week at a cost of $650.00. Vote: Mr. Torrence, aye; Mrs. Beasley, aye; and Mr. Carwile, aye.

Being no further business, Mrs. Beasley made a motion seconded by Mr. Carwile to adjourn at 7:28 p.m. Vote: Mr. Torrence, aye; Mrs. Beasley aye; and Mr. Carwile, aye.

Presiding

A regular meeting of the Appomattox County Board of Supervisors was held on August 7, 1995 at 7:00 p.m. in the School Board Conference Room, North Court Street, Appomattox, Virginia.

Present:
Philip E. Paulette, Chairman - Courthouse District
Nina B. Beasley - Falling River District
Russell H. Moore - Piney Mountain District
Dennis W. Torrence - Appomattox River District

Absent:
Frank H. Carwile - Wreck Island District

Also Present:
Aileen T. Ferguson - County Administrator
Thomas W. Lawson - County Attorney

Mr. Paulette called the meeting to order at 7:00 P.M. and asked Supervisor Torrence to give the invocation.

Mr. Paulette called for additions or corrections to the minutes.

Mrs. Beasley made a motion seconded by Mr. Moore to approve the minutes of the regular meetings of June 5, 1995; July 10, 1995; public hearing of June 19, 1995; July 10, 1995; July 17, 1995; and recessed meetings of June 19, 1995; June 28, 1995; July 13, 1995; July 17, 1995. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette then called Ms. Sandra Lindsay, Virginia Department of Transportation Resident Engineer to appear before the Board.

Ms. Lindsay stated she had nothing particular to report and asked if any Supervisors had anything for her attention.

Mr. Russell Moore stated that a resident who lives on Route 656 had complained about shoulders of the roadway being nonexistent in some areas.

Ms. Lindsay explained she would look into this.

Mr. Torrence asked the status of the Route 701 project.

Ms. Lindsay explained this project was at a standstill at the moment.

Mr. Torrence asked the status of Routes 1111 and 1112 in Pamplin.

Ms. Lindsay stated she was not certain of the exact date for construction.

Mr. Torrence then asked the Chairman to allow Mr. Harry Ferguson and Ms. Margaret Whorley to join him in presenting a request.

Mr. Paulette invited Mr. Ferguson and Ms. Whorley to join Mr. Torrence at the table.

Mr. Torrence then presented the other Board members with handouts on his request to lower the speed limit on a section of Route 24. (August 1995 Board File).

Mr. Torrence gave a detailed explanation of his reasoning and requested Virginia Department of Transportation reduce the speed limit on Route 24 from D.C.'s Mini Mart to Route 697 at Vera.

After further discussion, Ms. Lindsay stated she would turn this request over to the District Traffic Engineer for further study.

Being nothing further Mr. Paulette, thanked and excused Ms. Lindsay.

Mr. Paulette then recognized Mr. Franklin Vaughan, President, Appomattox Chamber of Commerce.

Mr. Vaughan introduced Messers. Mark Shupin and Brett Thompson and Mrs. Pat Shupin.

Mr. Vaughan then presented the Board members with a handout of statistical information on tourism. (Handout on file in August 1995 Board File).

Mr. Vaughan gave a brief overview of the Chambers activities and requested the Board of Supervisors reconsider their decision and donate the funding to reprint the Appomattox Brochure. Mr. Vaughan explained he had received two (2) bids for reprinting the brochures, and the low bid was $10,200.00.

After discussion, Mr. Torrence made a motion seconded by Mr. Moore to transfer $5,100.00 from 1101-5804 to 8106-5604 to pay for one-half of the Appomattox Brochures, if the Town of Appomattox agrees to pay for one-half of these brochures. Vote: Mr. Paulette, nay; Mrs. Beasley, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Vaughan thanked the Board for their decision and their time.

Mrs. Pat Shupin requested a letter of support from the Board of Supervisors for a grant she will be applying for. This grant is a 50/50 matching grant that will be used to market Appomattox.

Mr. Torrence made a motion seconded by Mrs. Beasley to offer a letter of support for the grant that the Chamber of Commerce is seeking to promote tourism. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette thanked Mr. Vaughan and the other Chamber members for the information they provided and their efforts in the community.

Mr. Paulette next recognized Messers. Greg Winston and Wayne Bowman of the Forestry Department.

Mr. Winston began by giving the Board of Supervisors the annual forestry report for Appomattox County.

Mr. Winston informed the Board that on September 23, 1995 there would be a Forest Festival in Farmville and would like for the Board members to attend if possible. This festival is to promote forest awareness in the area.

Mr. Winston then answered questions from Board members.

Mr. Wayne Bowman then explained that he was presenting a check to the County in the amount of $46,934.55 which represents 1/4 of the proceeds derived from timber sales in the State forest.

Being nothing further for Messers. Bowman and Winston they were thanked and excused.

Mr. Paulette called for Supervisor concerns.

Mr. Torrence stated that he felt the the Board should schedule a work session to discuss Industrial Development, prior to the end of 1995.

Mr. Torrence, also, asked what the Board had decided concerning mowing container sites.

Mr. Moore explained that each Supervisor would mow the site in their District.

Mr. Paulette asked Mr. Lawson, County Attorney, to check into the section in the Decal Ordinance, that requires a portion of the decal in order to transfer a decal.

Mr. Lawson was instructed to check into this and report back to the Board.

Mr. Paulette next presented the first Administrative Item, committee appointments.

Mr. Paulette asked if anyone had suggestions for appointments to the Regional Disabilities Service Board, the Central Virginia Community Services Board, and the Farmville VASAP Executive Board.

Mr. Torrence made a motion seconded by Mr. Moore to appoint Mrs. Terri Conrad to the Central Virginia Community Services Board to fill Rev. Edward S. Bushong, Jr's. term which expires November 1, 1997. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Moore, aye; and Mr. Torrence, aye.

After discussion, Mrs. Ferguson was asked to contact Mr. Alfred Jones to see if he would be willing to serve on the Farmville VASAP Executive Board.

Mr. Paulette next presented a request from Holiday Lake 4-H Center for a permit to hold a raffle.

Mr. Moore made a motion seconded by Mrs. Beasley to approve a raffle permit for Holiday Lake 4-H Center and waive the application fee. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette then presented a request from Mr. & Mrs. Larry Davis for a Musical or Entertainment Festival Permit.

Mrs. Beasley made a motion seconded by Mr. Torrence to approve a Musical Festival Permit for Stonewall Vineyards, Inc. for October 28, 1995 and waive the Bond requirement. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette next presented appropriation request from the Law Library and the Library fund.

Mr. Torrence made a motion seconded by Mr. Moore to appropriate $640.32 from the Law Library Fund for the month of August 1995. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Beasley made a motion seconded by Mr. Moore to appropriate $1,647.00 from the Special Library fund for August 1995. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette then presented line item transfer requests from Sheriff Richardson, Fire Fund, County Administrator and School Board.

Mr. Torrence made a motion seconded by Mrs. Beasley to transfer $392.00 from 1101-5804 to 3102-5407 to pay for damage to wrecked vehicle. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Torrence made a motion seconded by Mrs. Beasley to transfer $894.72 from 1101-5804 to 3202-5605 and 3202-5608 equally. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Beasley made a motion seconded by Mr. Torrence to transfer $2,403.00 from 1101-5804 to 1201-2006, $138; 1209-2006, $215; 1213-2006, $177; 1302-2006, $46; 2107-2006, $36; 2201-2006, $172; 3102-2006, $951; 3103-2006, $73; 3104-2006, $34; 3108-2006, $36;

3401-2006, $67; 3501-2006, $31; 4203-2006, $35; 4204-2006, $226; 4302-2006, $47; 7102-2006, $33; 7205-2006, $40; 7301-2006, $46. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Torrence made a motion seconded by Mrs. Beasley to appropriate $4,529.87 to the School Board for the Head Start Program. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette then presented information from Dr. Thomas requesting that the School Board be allowed to take 40' from the football field area at the Middle School for the new addition.

After discussion, and by consensus of the Board, Mrs. Ferguson was instructed to notify Dr. Thomas that the field was to be left in tact.

Mr. Paulette presented the Board with information on the bids for Health insurance for the next three years. Mr. Paulette explained that information will be provided as it becomes available.

Mr. Paulette next presented information on the Route 29 Corridor tourism project. Mr. Paulette explained that as further information becomes available it will be passed on to the Board.

Mr. Paulette also asked members of the Board to prioritize the DHCD Regional priorities and notify Mrs. Ferguson of their results.

Mr. Paulette reminded the other Board members of the proposed change to the Solid Waste Ordinance. He explained a public hearing was held on July 10, 1995 and no comments were received.

After discussion, Mr. Moore made a motion seconded by Mr. Torrence to adopt the following changes to the Solid Waste Ordinance:

CHAPTER 139 - SOLID WASTE
Article I
Collection and Disposal

Section 139-7. Fee Schedule (Amended 8-7-95)

The fee schedule shall be as follows:

A. When brought to the landfill:
    (1) Tires:
        (a) All tires will be billed at one dollar ($1.00).
        (b) Exception: Farm Tractor Tires, Heavy Equipment Tires, will be billed at three dollars ($3.00).
B. Business/industry (if not picked up by commercial hauler or otherwise disposed of at landfill):
I. (Second I.)
    NO BREAK IN QUANTITY.

Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Moore, aye and Mr. Torrence, aye.

Mr. Paulette asked the other Board members what their wishes were concerning the purchase of another vehicle for the County Administrator.

After discussion, Mrs. Ferguson was instructed to get bids on a Lumina or similar size vehicle from local dealerships.

Mrs. Beasley made a motion seconded by Mr. Moore to enter into executive session at 8:58 p.m. to discuss legal and personnel matters. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Moore, aye; and Mr. Torrence, aye.

On a motion by Mr. Moore seconded by Mrs. Beasley it was resolved the Board of Supervisors return to regular session at 10:06 p.m. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Moore, aye; and Mr. Torrence, aye.

On a motion by Mr. Moore, seconded by Mrs. Beasley, the following resolution was adopted:
WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification motion applies, and (ii) only such executive matters were heard; discussed or considered by the Appomattox County Board of Supervisors.
Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Torrence made a motion seconded by Mr. Moore to hire Ricky Mayberry full time, at an annual salary of $12,480.00 and transfer $14,923.00 from 1101-5804 and $1,420.00 from 1101-2005 for salary and benefits to 4302-1001, $12,480.00; 4302-2001, $955.00; 4302-2002, $1,394.00; 4302-2005, $1,420.00; 4302-2006, $44.00; and 4302-2009, $50.00. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Being no further business, Mrs. Beasley made a motion seconded by Mr. Moore to adjourn at 10:10 p.m. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Philip E. Paulette
Chairman

A joint public hearing of the Appomattox County Board of Supervisors, the Appomattox County Planning Commission and the Appomattox County Board of Zoning Appeals was held on August 21, 1995 at 7:00 P.M. in the Courthouse, Courthouse Square, North Court Street, Appomattox, Virginia.

Present (Board of Supervisors):
Philip E. Paulette, Chairman - Courthouse District
Russell H. Moore - Piney Mountain District
Dennis W. Torrence - Appomattox River District

Absent (Board of Supervisors):
Nina B. Beasley - Falling River District
Frank H. Carwile - Wreck Island District

Present (Planning Commission):
Al Sears
Wayne Lewis
R. W. "Bobby" Mitchell
Elizabeth Edwards
Charles Smith
Russell H. Moore

Absent (Planning Commission):

Debra Chernault
Robert Johnson
Calvin Tanner
Claude A. Moore

Present (Board of Zoning Appeals):
James Cheatham
Matt Lair
Cliff Harvey
Elizabeth Edwards

Absent (Board of Zoning Appeals):
Bruce Drinkard

Also Present:
Aileen T. Ferguson - County Administrator
Ronnie Spiggle - Mayor, Town of Appomattox
W. M. Caldwell - Clerk, Planning Commission

Mr. Paulette opened the public hearing at 7:00 P.M., explained the purpose of the hearing was to receive comments on several zoning petitions and explained the procedure for addressing comments.

Mr. Paulette then asked Bill Caldwell, Clerk to the Planning Commission, to read the first petition.

Mr. Caldwell read Petition #95-258 - James R. Guill - Rezone property from A-1 to R-1. Property is located on Route 719 between Route 1034 and Route 641.

Mr. Paulette asked for comments on the above petition. Hearing none, he asked Mr. Caldwell to present the next petition.

Mr. Caldwell read Petition #95-259 - Sylvia D. Phelps - Conditional Use Permit to operate a beauty salon in existing building. Property is located on Route 26 between Route 660 and Route 608 and is zoned V-1.

Mr. Paulette asked for comments. Hearing none, he asked Mr. Caldwell to present the next petition.

Mr. Caldwell read Petition #95-260 - Francis M. Hopkinson - Variance to Paragraph 170-81 Appomattox County Zoning Ordinance pertaining to location of accessory building. Property is located on Route 691 between Route 719 and Route 1034. Property is zoned M-1.

Mr. Paulette asked if any one had comments on this petition. Hearing none, he asked Mr. Caldwell to precede with the next petition.

Mr. Caldwell read Petition #95-261 - Olin D. Redmon - Special exception to Appomattox Town Zoning Code Section 74-60. Property is located on Route 460 Business between Route 631 and Route T-727. Property is zoned V-1.

Mr. Paulette called for any comments for or against this petition. Hearing no comments he asked Mr. Caldwell to read the next petition.

Mr. Caldwell read Petition #95-262 - Appomattox County - Variance to Section 74-180 pertaining to setback line for structures. Property is located on Business 460 between Route 631 and Route T-727. Property is zoned R-2.

Mr. Paulette asked if anyone wished to comment on this petition. Hearing no comments and being no further petitions, Mr. Paulette closed the public hearing at 7.07 p.m.

Philip E. Paulette
Chairman

A public meeting of the Appomattox County Board of Supervisors was held on August 28, 1995 at 7:00 P.M. in the Courthouse, Courthouse Square, North Court Street, Appomattox, Virginia.

Present:
    Philip E. "Gus" Paulette, Courthouse District
    Nina B. Beasley, Falling River District
    Frank H. Carwile, Wreck Island District
    Russell H. Moore, Piney Mt. District
    Dennis W. Torrence, Appomattox River District

Also Present:
    Aileen T. Ferguson, County Administrator

Mr. Paulette called the meeting to order at 7:00 P.M. and explained the purpose of the meeting was to gather information on 911 emergency systems. Mr. Paulette continued that questions would be answered after the 911 presentation. Mr. Paulette also explained this was not a public hearing therefore this was not the appropriate forum for comments for or against the proposed implementation of 911.

Mr. Paulette then introduced Mr. Dennis Gragg, Executive Director, Central Virginia Planning Commission, and turned the meeting over to Mr. Gragg for his presentation.

Mr. Gragg began by explaining there were three (3) levels for 911 development. Mr. Gragg gave the levels as basic 911, E-911, and E-911 with CAD system. Mr. Gragg continued by explaining the difference in these three (3) options.

Mr. Gragg then covered information presented in a handout (handout on file in the August 1995 Board File) on the cost involved with the three (3) levels of 911 development.

After his presentation, Mr. Gragg answered questions from citizens concerning 911.

Some of the citizen concerns were, cost, time frame for implementation of the completed system, who would name streets, dispatch services, and maintenance and upkeep of the system, once it is in place.

After answering questions, Mr. Gragg invited citizens to view a map developed for E911 for another locality.

The meeting was closed at 8:00 P.M.

Philip E. Paulette
Chairman

A regular meeting of the Appomattox County Board of Supervisors was held on September 5, 1995 at 7:00 P.M. in the School Board Conference Room, North Court Street, Appomattox, Virginia.

Present:
- Philip E. "Gus" Paulette, Courthouse District (late)
- Nina B. Beasley, Falling River District
- Frank H. Carwile, Wreck Island District
- Russell H. Moore, Piney Mt. District
- Dennis W. Torrence, Appomattox River District

Also Present:
- Thomas W. Lawson, County Attorney
- Aileen T. Ferguson, County Administrator

Mr. Moore, Vice Chairman, called the meeting to order at 7:00 P.M. and asked Mr. Carwile to deliver the invocation.

Mr. Paulette arrived.

Mr. Paulette called for additions or corrections to the minutes.

Mr. Carwile made a motion seconded by Mrs. Beasley to approve the minutes of the regular meeting of August 7, 1995; and public hearing of August 21, 1995; and the public meeting of August 28, 1995. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette called on Mrs. Terri Conrad to appear before the Board to inform the Board about Habitat for Humanity.

Mrs. Conrad gave a brief, informative presentation about Habitat for Humanity, the makeup of its Steering Committee and the purpose of the group.

Mrs. Conrad explained the plan is to start taking applications January 1996.

After her presentation Mrs. Conrad answered questions concerning the procedure for obtaining these loans and some of the requirements for applying for these loans.

Mr. Paulette thanked and excused Mrs. Conrad.

Mr. Paulette asked if any members of the Board had concerns for the County Administrator to pass along to Mrs. Lindsey, Resident Engineer, Virginia Department of Transportation.

Mr. Carwile stated he still had not received the letter he was promised from Ms. Lindsey and was still in need of this information.

Mr. Carwile also, noted a problem with a dangerous ditch area on Patricia Ann Lane near the Appomattox Elementary School back entrance.

Mr. Torrence asked Mrs. Ferguson to notify Ms. Lindsey that another call had been made to L. F. Payne's Office concerning the improvements to state route 701.

Mr. Torrence also asked that Ms. Lindsey be informed that there was an area near Carson's Farm at Hixburg that the shoulders need mowing. Mr. Torrence will call Mrs. Ferguson Wednesday with the state road number.

Mr. Moore asked Mrs. Ferguson to thank Ms. Lindsey for the action VDOT took to correct the problems noted at the August 1995 meeting with state route 656.

Being no further comments for Mrs. Lindsey, Mr. Paulette called Mr. Monte Mays to appear before the Board.

Mr. Mays explained he was coming asking the Board to revise Article V of the Appomattox County Code - Exemption for Elderly and Disabled Persons. Mr. Mays explained that this revision was necessary due to the general reassessment.

Mr. Mays continued by saying one hundred and twenty six people qualify for this exemption.

The recommended revisions were to Section 147-12.(1); Section 147-12.(2); Section 147-12.(3), and Section 147-13.C(1).

Mr. Mays then answered questions concerning the exemption and the proposed changes to the ordinance.

After a lengthy discussion, Mr. Torrence made a motion seconded by Mrs. Beasley to proceed with making the proposed changes to the Appomattox County Code concerning tax relief for the elderly. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Mays next asked the Board to pay his expenses to VALECO.

Mr. Moore made a motion seconded by Mr. Torrence to approve paying Mr. Mays expenses to VALECO. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette thanked and excused Mr. Mays and called for Supervisor Concerns.

Mr. Carwile stated he had received numerous complaints on the Route 648 site. Mr. Carwile continued that if we could not move along with this site, we need to look for another area for a site.

Mr. Torrence asked how the other Board members felt after the public meeting on E911.

Mr. Carwile stated he was in favor of moving forward with E911.

Mr. Torrence stated he was also in favor of moving forward with E911.

Mr. Paulette explained the comments he was receiving were negative toward E911. He also stated that with the proposed rate increase by G.T.E. he was concerned that people would have to cancel their phone service because the cost would be too great.

Mr. Moore stated he was receiving negative comments due to the rising cost of telephone service.

Mrs. Beasley stated she is concerned with the liability involved with this service.

Mr. Moore stated he would like to see this issue as a referendum on the ballot in November, 1995.

Mr. Torrence made a motion seconded by Mr. Carwile to proceed with writing an ordinance and holding a public hearing on E911. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Conrad suggested someone be at each polling place and take a straw poll on E911.

Mr. Torrence asked if the other Board members would be in agreement requesting an annual report for the jail on inmate population and from Piedmont VASAP on their activities.

After discussion, and by consensus, the Board agreed to request these reports.

Mr. Paulette next began the Administrative Items with Planning Commission recommendations.

Mr. Paulette presented petition 95-256 of Appomattox County and explained the Planning Commission recommended approval.

Mr. Carwile stated he would not vote on this issue because he has an interest in property in this area.

After discussion, Mr. Torrence made a motion seconded by Mrs. Beasley, to not accept the Planning Commission recommendation on petition 95-256 of Appomattox County to rezone property from R-1 to R-2. Property is located at intersection of Route 679 and Route 645. Property fronts approximately 0.3 mile on North Side of Route 679 and approximately 0.6 mile on both sides of Route 645. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, abstained; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette then presented petition 95-257 of William Edward Walker for a Conditional Use Permit and explained the Planning Commission recommended approval.

After discussion, Mr. Moore made a motion seconded by Mr. Torrence to accept the Planning Commission recommendation and approve petition 95-257 of William Edward Walker for a Conditional Use Permit to allow Home Occupation (Retail Outlet). Property is located on Route 460W between Route 628 and Route 622 and is zoned A-1. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence; aye.

Mr. Paulette read petition 95-258 of James R. Guill to rezone property from A-1 to R-1 and explained the planning commission recommended approval.

After discussion, Mr. Torrence made a motion seconded by Mrs. Beasley to accept the Planning Commission recommendations and approve petition 95-258 of James R. Guill to rezone property from A-1 to R-1. Property is located on Route 719 between Route 1034 and Route 641.

Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette read the last petition 95-259 of Sylvia D. Phelps for a Conditional Use Permit and explained the Planning Commission recommended approval.

After discussion, Mr. Moore made a motion seconded by Mrs. Beasley to accept the Planning Commission recommendation and approve petition 95-259 of Sylvia D. Phelps for a Conditional Use Permit to operate a beauty salon in existing building. Property is located on Route 26 between Route 660 and Route 608 and is zoned V-1. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette presented a request from the Historic Appomattox Railroad Festival Board for a Fireworks Permit for October 14, 1995.

After discussion, Mr. Moore made a motion seconded by Mrs. Beasley to approve a fireworks permit for October 14, 1995 for the Historic Appomattox Railroad Festival Board. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette also presented a request from the Historic Appomattox Railroad Festival Board for permission to use the Courtland Field and the Courthouse Square for Railroad Festival.

After discussion, Mr. Torrence made a motion seconded by Mrs. Beasley to accept the lease agreement between the Town of Appomattox and the County for the use of the Courtland Field on October 13-15, 1995 and the Courthouse Square for the Good Ole Days with the pony rides to be in the Courtland Field. (Copy of lease in September 1995 Board file.) Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette next presented requests for appointments to the Regional Disabilities Service Board; the Piedmont Alcohol Safety Action Program Executive Board; the Central Virginia Alcohol Safety Action Program Policy Board and the Central Virginia Area Agency on Aging Board of Directors.

After discussion and by consensus of the Board, Mrs. Ferguson was asked to call Robert "Scottie" Scott to see if he would serve on the Regional Disabilities Service Board.

Mr. Moore made a motion seconded by Mr. Torrence to appoint Mr. Alfred Jones, III to the Piedmont Alcohol Safety Action Program Executive Board with his term expiring August 31, 1998. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

After discussion and by consensus of the Board, the appointment to the Central Virginia Alcohol Safety Action Program Policy Board was held over until the October 1995 meeting.

Mr. Moore made a motion seconded by Mr. Torrence to reappoint Mr. R. W. "Bobby" Mitchell to the Central Virginia Area Agency on Aging Board of Directors for a term to expire September 30, 1998. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette next presented a request for appropriation from the Law Library Fund.

Mr. Moore made a motion seconded by Mr. Torrence to appropriate $31.50 from the Law Library Fund for the month of September, 1995. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette then presented line item requests for the month of August 1995.

Mr. Carwile made a motion seconded by Mr. Moore to transfer $3,900.00 from 1101-5804 to 3501-5203 - $500.00 and 3501-7005 - $3,400.00. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette next presented a request from the Landfill Administrator for expenses to be paid for himself and Mr. Moore to the Solid Waste Association Annual Conference.

Mr. Torrence made a motion seconded by Mrs. Beasley to pay expenses for Mr. Peterson and Mr. Moore to attend the Solid Waste Association Annual Conference. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette presented the next item, a request for resolution from Piedmont Alcohol Safety Action Program.

Mr. Carwile made a motion seconded by Mrs. Beasley to adopt the following resolution:

RESOLUTION

Piedmont Alcohol Safety Action Program

WHEREAS, the County of Appomattox is seeking local offender supervision for the Community Diversion Incentive Program; and

WHEREAS, Piedmont Alcohol Safety Action Program has been endorsed by Judge Robert G. Woodson, Jr.;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Appomattox County that Appomattox County shall be a participating locality served by Piedmont Alcohol Safety Action Program - Farmville, hereinafter referred to as Program. Program is established for the purpose of providing as ordered by the Courts, intensive supervision, community service, public education, fire option, restitution collection, prevention, education, rehabilitative services, electronic monitoring, home incarceration, pretrial services, and public inebriate services.

Now therefore to this end, this Board of Supervisors designated that Piedmont Alcohol Safety Action Program - Farmville be the service provider of community corrections court services for local-responsible offenders for this jurisdiction.
Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile aye; Mr. Moore, aye and Mr. Torrence, aye.

Mr. Paulette next directed the Board's attention to a letter from Bob Bradner, Director, Court Services Unit to handle funds allocated to the County under the Virginia Juvenile Community Crime Control Act.

After discussion, Mr. Carwile made a motion seconded by Mr. Moore to ask Mr. Bob Brander, Director, Court Services Unit, to apply for Appomattox County's VJCCCA funding in the amount of $2,494.00. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette next asked the Board if they wished to sign the agreement for the Southside Economic Development Grant.

After discussion, this matter was held over for the October 1995 meeting.

Mr. Paulette next directed the Board's attention to a letter from Dr. Thomas, requesting the Board change their earlier decision to stay out of the Athletic fields, at the Middle School, with the new addition.

After discussion and by consensus of the Board, it was agreed to stay with the original decision.

Mr. Paulette read a request from Central Virginia Area Agency on Aging to eliminate landfill user fees for their Emergency Home Repair and Weatherization programs.

After discussion and by consensus of the Board, Mrs. Ferguson was instructed to notify Mr. John Bodtmann that the Board would consider his request on a case by case basis.

Mr. Paulette continued by presenting line item transfer requests from the Registrar, Sheriff and County Administrator.

Mr. Torrence made a motion seconded by Mr. Moore to transfer $3,050.00 from 1101-5804 to 1301-1003-$200.00; 1301-3004-$100.00; 1301-5401-$200.00; 1301-7001-$2,000.00; 1302-1003-$400.00; and 1302-3004-$150.00. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Carwile made a motion seconded by Mr. Torrence to transfer $6,000.00 from 1101-5804 to 3301-3001. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Torrence made a motion seconded by Mrs. Beasley to transfer $3,198.24 from 1101-5804 to 1201-7001 and appropriate $9,572.00 from unappropriated surplus to 1201-7001. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette presented a request from the Jail for an appropriation to relocate and install a walk-in freezer box at the jail.

After discussion, Mr. Carwile made a motion seconded by Mrs. Beasley to appropriate $700.00 to relocate walk-in freezer to the jail. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette presented the Board with a request from Cross Country Hunt Club for a permit to operate turkey shoots.

Mr. Torrence made a motion seconded by Mr. Moore to approve a permit for Cross County Hunt Club to hold turkey shoots and waive the $5,000.00 bond. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette next presented a request from the Solid Waste Administrator to pay expenses for Tommy Gobble to take the landfill operator exam.

After discussion, Mr. Torrence made a motion seconded by Mr. Carwile to pay Tommy Gobble's, expenses to take the landfill operator exam. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette presented several requests from the County Administrator for appropriations.

After discussion, Mr. Torrence made a motion seconded by Mr. Moore to Appropriate $2,650.00 to purchase a riding lawn mower. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Moore made a motion seconded by Mr. Torrence to enter into executive session at 8:55 p.m. to discuss legal matters. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

On a motion by Mr. Moore seconded by Mrs. Beasley it was resolved the Board of Supervisors return to regular session at 10:33 p.m. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

On a motion by Mr. Moore seconded by Mrs. Beasley the following resolution be adopted:

WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification motion applies, and (ii) only such executive matters were heard; discussed or considered by the Appomattox County Board of Supervisors.
Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Torrence made a motion seconded by Mr. Carwile to offer Norman Emmanuel Tire Shredding Company the September 5, 1995 Agreement for starting a tire shredding business on County Property and appropriate $13,350.00 to cover the County's share of the cost, with the Chairman and County Administrator having the authority to negotiate the terms of the agreement. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

After further discussion, Mr. Torrence made a motion seconded by Mrs. Beasley to recess until Friday, September 8, 1995 at 4:00 P.M., if necessary. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

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Chairman

A joint public hearing of the Appomattox County Board of Supervisors and the Appomattox County Planning Commission was held on September 18, 1995 at 7:00 P.M. in the Courthouse, Courthouse Square, Court Street, Appomattox, Virginia.

Present (Board of Supervisors):
- Philip E. Paulette, Chairman - Courthouse District
- Nina B. Beasley - Falling River District
- Frank H. Carwile - Wreck Island District
- Russell H. Moore - Piney Mountain District
- Dennis W. Torrence - Appomattox River District

Present (Planning Commission):
- Al Sears (arrived at 7:06 P.M.)
- R. W. Mitchell
- Calvin Tanner
- Claude Allen Moore
- Russell H. Moore
- Wayne Lewis
- Robert Johnson

Absent (Planning Commission):
Debra Chernault
Charles Smith
Elizabeth Edwards

Also Present:
Aileen T. Ferguson, County Administrator
W. M. Caldwell, Clerk, Planning Commission

Mr. Paulette called the meeting to order at 7:00 P.M., stated the purpose of the hearing was to receive comments on zoning petitions and gave instructions for addressing the Board.

Mr. Paulette then asked Mr. Caldwell to read the first petition.

Mr. Caldwell read petition number 95-263 of O. V. Johnson to rezone property from R-1 to M-1 and conditional use permit to construct auto repair shop. Property is located on west side of Route 26 at intersection of Route 611.

Mr. Paulette asked for comments in favor of this petition.

Mr. O. V. Johnson came forward and gave his address as Route 4, Box 438, Appomattox, Virginia. Mr. Johnson explained he wished to open an automotive repair shop in order to support himself. He continued by explaining he was presently attending Southside Community College, studying auto mechanics. Mr. Johnson asked that his request be granted.

Mr. Paulette called for other comments.

Hearing none, Mr. Paulette asked Mr. Caldwell to read the next petition.

Mr. Caldwell read petition number 95-264 of Andrew H. Wingfield to rezone property from A-1 to M-1 and conditional use permit to operate welding and repair shop. Property is located on Route 26 between Route 608 and Route 615.

Mr. Paulette called for comments in favor of this petition.

Mr. Andy Wingfield came forward and gave his address as Route 3, Box 599A, Appomattox, Virginia. Mr. Wingfield explained that he planned to construct a 40′ x 70′ repair shop for farm machinery, tractor trailers, etc. Mr. Wingfield explained this would be a plain building with no plans to have anything parked outside the building. Mr. Wingfield stated VDOT had inspected and approved his proposed commercial entrance. Mr. Wingfield then asked for the Board to approve his petition.

Mr. Paulette called for other comments in favor of this petition. Hearing none, Mr. Paulette called for comments in opposition to this request.

Mrs. Deborah Hamilton came forward and gave her address as Route 4, Box 508, Appomattox, Virginia. Mrs. Hamilton explained she was opposed to the rezoning request. She explained there were eight (8) landholders bordering this property that were opposed to Mr. Wingfield's request. Mrs. Hamilton continued by saying Red Oak Church borders this property and they were not notified of this petition.

Mrs. Marietta Irby came forward and gave her address as Route 3, Box 315, Appomattox, Virginia. Mrs. Irby stated she lived on Route 608 approximately 3/10 of a mile from the proposed business and was opposed to the rezoning request.

Mrs. Linda Phelps came forward next and stated her address as Route 3, Box 274, Appomattox, Virginia. Mrs. Phelps stated she has land adjoining this property and she is opposed to Mr. Wingfield's request. Mrs. Phelps continued by stating she felt this change would devalue her property.

Mr. Otho Martin spoke next and gave his address as Route 3, Box 305, Appomattox, Virginia. Mr. Martin explained he is against this request due to the fact this was a residential area and he wanted it to remain a residential area.

Mr. Wayne Phelps came forward and gave his address as Route 4, Appomattox, Virginia. Mr. Phelps explained he owns a business and property in Oakville. Mr. Phelps explained Mr. Wingfield has purchased thirty-five (35) acres of property and he felt this petition should be approved. He requested the Board closely consider this request.

Mr. Paulette called for other comments.

Hearing none, Mr. Paulette asked Mr. Caldwell to read the next petition.

Mr. Caldwell read petition number 95-265 of the Appomattox Moose Lodge #975 for a Conditional Use Permit to construct addition and expand kitchen and dining area. Property is located on Route 460 between Route 1045 and Route 613. Property is zoned A-1.

Mr. Paulette called for comments.

Hearing none, Mr. Paulette asked Mr. Caldwell to read the next petition.

Mr. Caldwell stated petition number 95-266 of C. Douglas Branch had been advertised incorrectly and would be heard at the October public hearing.

Mr. Caldwell read petition number 95-267 of United States Cellular for a conditional use permit to allow 250 ft. tower on property located off Route 658 (town water tank site). Property is zoned A-1.

Mr. Paulette asked if anyone wished to comment on this petition.

Mr. Douglas Wilks came forward and stated he worked for United States Cellular and their plans were to construct a tower at the present Town Water Tower site. This tower would house their equipment as well as equipment for the Town and County radio systems. Mr. Wilks continued that all lines would be underground, therefore, creating a better system than the present system.

Mr. Paulette called for other comments.

Hearing none, Mr. Paulette asked Mr. Caldwell to read the next petition.

Mr. Caldwell read petition number 95-268 of Phillip L. Nelson to rezone property from A-1 to B-1 and conditional use permit to allow construction of metal building to serve as warehouse and distribution center for animal feed and related products. Property is Tax Map Parcel 35(A)-33 located on Route 721 between Route 608 and Route 653.

Mr. Paulette called for comments.

Mr. Phillip Nelson came forward and stated his address as Route 2, Concord, Va. Mr. Nelson explained he presently operated a business at this location and needed more storage space for the product he sells.

Mr. Paulette called for other comments.

Hearing none, Mr. Paulette asked Mr. Caldwell to read the last petition.

Mr. Caldwell read petition number 95-269 of Wilson and Betty Adams to rezone property from A-1 to B-1 and construct Florist Shop. Property is located at intersection of Route 460 and Business 460 at West end of Pamplin.

Mr. Paulette asked for comments on this petition.

Mr. Wilson Adams came forward and gave his address as Route 1, Box 193, Pamplin, Virginia. Mr. Adams explained he would own and operate a floral shop at this location. He continued to explain he felt there was a need for this type of business in the Pamplin area. Mr. Adams asked that his request be granted.

Mr. Paulette called for other comments.

Hearing none, Mr. Paulette recessed the meeting at 7:20 P.M. until immediately following the Planning Commission meeting.

Philip E. Paulette
Chairman

A recessed meeting of the Appomattox County Board of Supervisors was held on September 18, 1995 at 8:25 P.M., Courthouse, Courthouse Square, North Court Street, Appomattox, Virginia.

Present:
    Philip E. Paulette, Chairman - Courthouse District
    Nina B. Beasley - Falling River District

Frank H. Carwile - Wreck Island District
Russell H. Moore - Piney Mountain District
Dennis W. Torrence - Appomattox River District

Also Present:
Aileen T. Ferguson - County Administrator

Mr. Paulette reconvened the meeting at 8:25 P.M. and requested a resolution for the Virginia Juvenile Community Crime Control Act Local Plan.

After discussion, Mrs. Beasley made a motion seconded by Mr. Carwile to adopt the following resolution:

RESOLUTION

VIRGINIA JUVENILE COMMUNITY CRIME CONTROL ACT LOCAL PLAN

WHEREAS, the County of Appomattox agrees to participate in the Virginia Community Crime Control Act; and

WHEREAS, participation in the Virginia Juvenile Community Crime Control Act requires a local plan be drawn showing how funds will be expended;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Appomattox County that the plan attached to this resolution is the Virginia Juvenile Community Crime Control Act local plan for Appomattox County and that this Board endorses this plan.
Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette then explained there was going to be an Economic Development Seminar in October at Blacksburg and asked if the Board wished someone to attend.

Mr. Carwile stated he felt in light of the fact the County was considering economic development advances this seminar would be beneficial. Mr. Carwile made a motion seconded by Mr. Torrence for Mr. Paulette and Mrs. Ferguson to attend this seminar. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette informed the other Board members the County would have a booth on November 16, 1995 at the Appomattox Elementary School, School-Community-Business Fair and encouraged all Board members to attend.

Mr. Paulette asked if anyone had comments on the Emanuel Tire Company Agreement.

Mr. Carwile asked if the process was moving along.

Mrs. Ferguson answered that Mr. Vincent was here and beginning to move along with getting the site in order.

Mr. Paulette brought up the issue of paving a 300' section of Route 622.

After discussion, Mr. Torrence stated he would try to talk to the two (2) property owners involved and see if they would agree to change their minds and donate right of way to complete that project.

Mr. Paulette also stated the container site on Route 622 had been completed and it was a nice looking site.

Discussion followed as to the height of the boxes and using flaps to keep trash out of the gap between the wall and the box.

Mr. Carwile stated he was concerned with the proposed G.T.E increase and the effect it would have on County citizens. Mr. Carwile also asked for a resolution opposing the proposed rate increase.

After discussion, Mr. Carwile made a motion seconded by Mr. Torrence to adopt a resolution opposing the proposed G.T.E. rate increase. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette then asked Dr. Thomas to come forward and present his request to the Board.

Dr. Thomas stated he felt that after everyone had been provided with the opportunity to review the site plan with the buildings drawn to scale; the consensus was to go with moving the athletic fields to accommodate the new building.

Mr. Carwile asked Dr. Thomas if the School Board was in favor of the site plan as presented.

Dr. Thomas stated that all five (5) members of the School Board recognized the necessity to relocate the fields due to the limited open area on the Middle School lot.

Mr. Torrence made a motion seconded by Mr. Carwile to support the site plan for the Middle School as presented by Dr. Thomas, and override any previous motion made. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Being no further business at 8:42 P.M. Mr. Moore made a motion seconded by Mrs. Beasley to adjourn. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Philip E. Paulette

Chairman

A regular meeting of the Appomattox County Board of Supervisors was held on October 2, 1995 at 7:00 P.M. in the School Board conference room, North Court Street, Appomattox, Virginia.

Present:

Philip E. Paulette, Chairman - Courthouse District

Nina B. Beasley - Falling River District
Frank H. Carwile - Wreck Island District
Russell H. Moore - Piney Mountain District
Dennis W. Torrence - Appomattox River District

Also Present:
Aileen T. Ferguson - County Administrator
Thomas W. Lawson - County Attorney

Mr. Paulette called the meeting to order at 7:00 P.M. and asked Supervisor Torrence to deliver the invocation.

Mr. Paulette then called for additions or corrections to the minutes.

Mr. Carwile made a motion seconded by Mrs. Beasley to approve the minutes of the regular meeting of September 5, 1995; the public hearing of September 18, 1995; and the recessed meeting of September 18, 1995 as presented. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette next called Ms. Sandra Lindsay, Resident Engineer, Virginia Department of Transportation, to appear before the Board.

Ms. Lindsay began by presenting copies of a letter in reference to Gunter Subdivision, Route 669, per a request for information from Mr. Carwile. Ms. Lindsay explained the landowners share for constructing this street would be $59,796.00 and that construction would be contingent on matching funds being available in the Additions Allocations of the county's road construction budget.

Mr. Carwile thanked Ms. Lindsay for providing the requested information.

Mrs. Beasley asked about the annual road hearing.

Ms. Lindsay explained the hearing would have to be held prior to January 30, 1996. She also stated she and Mr. Don Austin were working on a date for a work session on the Six Year Plan and Construction Budget. She continued this session would probably be scheduled after November 7, 1995.

Mr. Torrence asked the progress of the Route 701 project.

Ms. Lindsay stated her understanding is that Jon Montgomery has the authority to grant right of entry. She still feels there are other problems involved with this project that are not easily resolved.

Mr. Torrence stated he would talk with Mr. Montgomery and see if he could get approval to proceed.

Mr. Torrence then mentioned the section of Route 622 that is presently unpaved, and asked what the problem was with this section.

After discussion, Mr. Torrence and Mr. Carwile stated they would visit with Mr. Jason Marshall to see if he would reconsider and be willing to donate his portion of the right-of-way, considering the recent accident.

Mr. Carwile next asked Ms. Lindsay if she could shed any light as to the route of the proposed I66.

Ms. Lindsay stated she has received no information on this project.

Being nothing further for Ms. Lindsay, Mr. Paulette thanked and excused her.

Mr. Paulette then asked if any Supervisor had a concern for discussion.

Mr. Carwile asked the status of the proposed super sites on Route 608 and Route 648.

Mrs. Ferguson explained the Route 608 site would be discussed later in the meeting and she was still attempting to get someone from Norfolk Southern to answer the Board's request on Route 648.

Mr. Carwile next stated he was concerned with the rabies threat and wanted the Board's support for the Animal Warden to do his job and ticket individuals who did not have their dog tags and rabies vaccine.

After discussion and by consensus of the Board, it was agreed that the Animal Warden should enforce the law on all citizens in order to control the spread of rabies.

Mr. Paulette next presented a request from Dr. Burger to hold rabies clinics at several sites throughout the County.

Mr. Torrence made a motion seconded by Mrs. Beasley to authorize Dr. Burger to hold rabies clinics as he deems necessary. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Torrence asked how the survey for 911 was going to be handled.

Mr. Paulette explained that County employee's would be doing this survey. There are nine (9) precincts throughout the County.

Discussion followed.

After discussion, Ms. Ferguson stated she would check with Mrs. Eye at the High School to see if one of the government classes would provide manpower for this straw poll. Also, Ms. Ferguson would have a fact sheet ready for the meeting on October 16, 1995 for Board approval.

Mrs. Beasley asked if a "super site" had been located in the Town of Appomattox.

Ms. Ferguson explained no site had been located at this time.

Mr. Torrence asked if County personnel could paint the Pamplin Volunteer Fire Department building. He explained that Pamplin was going to have to contract this work out and he felt since the County donated to their operation, this was not an unreasonable request.

After discussion, it was suggested that maybe Pamplin Fire Department could hire Ricky Mayberry to do this painting, after regular working hours.

Mr. Paulette next presented the first administrative item, Planning Commission recommendations.

After discussion, Mr. Torrence made a motion seconded by Mr. Moore to approve the following zoning petitions as recommended by the Planning Commission:

#95-263 of V. O. Johnson to rezone property from R-1 to M-1 and permit to construct auto repair shop. Property is located on west side of Route 26 at intersection of Route 611.

#95-265 of Appomattox Moose Lodge #975 for Conditional Use Permit to construct addition and expand kitchen and dining area. Property is located on Route 460 between Route 1045 and Route 613 and is zoned A-1.

#95-266 of United States Cellular for Conditional Use Permit to allow 250 foot tower on property located off Route 658 (town water tank site) and is zoned A-1.

#95-268 of Phillip L. Nelson to rezone property from A-1 to B-1 and Conditional Use Permit to allow construction of metal building to serve as warehouse and distribution center for animal feed and related products. Property is Tax Map Parcel 35(A)-33 located on Route 721 between Route 608 and Route 653.

#95-269 of Wilson and Betty Adams to rezone property from A-1 to B-1 and construct Florist Shop. Property is located at intersection of Route 460 and Business 460 at west end of Pamplin.
Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette next asked the Board for appointments to the Community Policy and Management Team.

After discussion Mrs. Beasley made a motion seconded by Mr. Moore to make the following appointments to the Community Policy and Management Team:
Mr. George Morris, for a term to expire December 31, 1995.
Ms. Brenda Walker for a term to expire June, 1997.
Mr. Alfred Jones for a term to expire June, 1997.
Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette then asked for appointments to the Disabilities Service Board and Central Virginia ASAP Policy Board.

After discussion, Ms. Ferguson was given several names to contact for each Board, to see if they would agree to serve.

Mr. Paulette next presented a request from Mrs. Janet Belter, Treasurer, for permission to destroy 1987 paid real estate tax tickets.

Mr. Carwile made a motion seconded by Mrs. Beasley to allow Mrs. Belter, Treasurer, to destroy the 1987 paid real estate tax tickets. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette then presented the draft Resolution to G.T.E. opposing their proposed rate increase.

After discussion and by consensus of the Board the resolution was approved as follows:

RESOLUTION

WHEREAS, the Appomattox County Board of Supervisors recognizes the fiscal needs of it's citizens; and

WHEREAS, the Appomattox County Board of Supervisors acknowledges a responsibility to the citizens of the County to help control costs imposed upon them; and

WHEREAS, the Appomattox County Board of Supervisors, having reviewed the proposed rate increase by G.T.E. South, feels this rate increase would place undue hardship on some of it's citizens;

NOW, THEREFORE, the Appomattox County Board of Supervisors do hereby oppose the proposed rate increase as documented by case number PUC950019.

Mr. Carwile then asked if Dr. Betty Siano had contacted Mrs. Ferguson concerning the G.T.E. rate increase.

Mrs. Ferguson explained she had spoken with Dr. Siano and Dr. Siano stated she would circulate a petition in opposition to the rate increase by G.T.E., if the Board had no objection.

After further discussion, and by consensus, the Board agreed they had no problem with Dr. Siano circulating such a petition.

Mr. Paulette next presented a Memorandum of Understanding between Central Virginia Planning District Commission and the County of Appomattox, for Central Virginia Planning District Commission to act as fiscal agent for regional welfare reform funds. Mr. Paulette explained that all the Social Service Directors in the region were in agreement for Central Virginia Planning District Commission to handle these funds.

After discussion, Mr. Torrence made a motion seconded by Mrs. Beasley to adopt the Memorandum of Understanding with Central Virginia Planning

District Commission. (Copy of Memorandum of Understanding in Board File for October 2, 1995). Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette then presented a request from Dr. Thomas for guidance on the Appomattox Elementary School project. Dr. Thomas explained in his letter that the process was lengthy and he felt they should proceed with plans.

After discussion, and by consensus, the Board of Supervisors agreed for Dr. Thomas to proceed with planning on the Appomattox Elementary School project.

Mr. Paulette next informed the other Board members that a tour of the schools has been planned for October 27, 1995 and wanted to know who would be able to attend.

Mrs. Beasley, Mr. Carwile and Mr. Moore asked Mrs. Ferguson to notify Dr. Thomas they would be attending the school tour on October 27, 1995.

Mr. Paulette then informed the Board that October 21, 1995 had been chosen as the day for "Virginia's Great State Trash-Off" and asked if the Board wished to acknowledge this event in Appomattox County.

After discussion, Mr. Torrence made a motion seconded by Mr. Carwile to adopt the following resolution:

RESOLUTION

WHEREAS, The Virginia Department of Transportation is sponsoring a state-wide clean-up campaign called "Virginia's Great State Trash-Off"; and

WHEREAS, the goal of this Trash Off is to have as many Virginians as possible out on October 21, 1995, cleaning Virginia's roadsides, parks, rivers, and other sites; and

WHEREAS, the Appomattox County Board of Supervisors takes great pride in their community;

NOW, THEREFORE, BE IT RESOLVED, the Appomattox County Board of Supervisors recognizes October 21, 1995 as Trash Off Day in Appomattox County, and encourages it's citizens to participate in this project that will help clean-up and beautify our community.
Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette presented a request for funding for the Interstate 66 Project, Inc.

After discussion, no action was taken.

Mr. Paulette then presented a request from the Southside Virginia Marketing Council for Appomattox County to purchase and ad in Virginia Business promoting South Central Virginia.

After discussion, no action was taken.

Mr. Paulette next presented convention and education requests from the Building Inspector and the Commissioner of Revenue.

After discussion, Mrs. Beasley made a motion seconded by Mr. Torrence to approve expenses for the Building Inspector to attend the Virginia Building and Code Officials Association School and Conference. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Torrence made a motion seconded by Mr. Moore to approve for Monte Mays and Sara Wooten to attend Commissioner of Revenue's Association Annual Conference. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette pointed out several line item transfer requests from the Treasurer and the Sheriff.

After discussion, Mrs. Beasley made a motion seconded by Mr. Moore to transfer $3,700.00 from 1213-1001 to 1213-1003. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Carwile made a motion seconded by Mr. Torrence to transfer $6,382.68 from 3102-1001 to 3102-1003. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Paulette presented several appropriation requests.

After discussion, Mrs. Beasley made a motion seconded by Mr. Moore to appropriate $72.00 from the Law Library Fund for the month of October, 1995. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mrs. Beasley made a motion seconded by Mr. Torrence to appropriate $611.33 from the Athletic Complex Fund for the month of October 1995. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Being no further administrative items, Mr. Paulette called for executive session to discuss legal and personnel matters.

Mrs. Beasley made a motion seconded by Mr. Torrence to enter into executive session at 8:24 P.M. to discuss legal and personnel matters. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

On a motion by Mr. Carwile seconded by Mr. Moore it was resolved the Board of Supervisors return to regular session at 10:00 P.M. Vote: Mr.

Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

On a motion by Mr. Carwile seconded by Mrs. Beasley the following resolution was adopted:

WHEREAS, the Appomattox County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1, of the Code of Virginia, 1950, as amended requires a certification by the Appomattox County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Appomattox County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification motion applies, and (ii) only such executive matters were heard; discussed or considered by the Appomattox County Board of Supervisors. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Mr. Torrence made a motion seconded by Mr. Carwile to offer the District Extension Office space in the County Extension Office at $5.50 per square foot. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

By consensus, the Board of Supervisors requested that Mrs. Ferguson contact Mr. Brian Wishneff and request he meet with the Board on October 23, 1995 at 4:00 p.m. to discuss economic development.

Mrs. Beasley made a motion seconded by Mr. Carwile that effective October 1, 1995 Mrs. Ferguson receive a $2,500.00 salary increase; and Mrs. Huddleston, Mrs. Smith and Mrs. Phelps each receive a $1,000.00 salary increase and an appropriation in the amount of $5,223.00 be made to cover the increases and benefits. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Being no further business, at 10:05 P.M., Mr. Moore made a motion seconded by Mrs. Beasley to recess until after the public hearing on October 16, 1995. Vote: Mr. Paulette, aye; Mrs. Beasley, aye; Mr. Carwile, aye; Mr. Moore, aye; and Mr. Torrence, aye.

Philip E. Paulette

Chairman

See Supervisor's Record - Book 18